UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

ARREST ON OUT-OF-DISTRICT OFFENSE

Magistrate Case Number: '08 MJ 8597

The person charged as Eric ALVARADO now appears before this United States District Court for an initial appearance as a result of the following charges having been filed in the United States District Court for the Central District of California with Racketeer Influenced & Corrupt Organizations; Racketeer Influenced & Corrupt Organizations Conspiracy; Conspiracy to Distribute Cocaine Base in the Form of Crack Cocaine; Possession with Intent to Distribute Cocaine; Felon in Possession of a Firearm; Use of a Firearm in Furtherance of a Crime of Violence or Drug-Tracking Crime; Criminal Forfeiture, in violation of Title 18, United States Code, Sections 1962(c); 1962(d); 924(c)(1) and 853(a) Title 21, United States Code; 846; 841(a)(1); 841(b)(1)(A) and (B);.

The charging documents and the warrant of the arrest of the defendant which was issued by the above United States District Court are attached hereto.

I hereby swear under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information and belief.

DATED: July 1, 2008.

[signature], Special Agent
GERARD A. JERNEGAN
Special Agent, Drug Enforcement Administration
(Name)

Reviewed and Approved:

Dated: July 1, 2008

[signature]
KARLA DAVIS
Assistant United States Attorney

FILED
JUL 0 2 2008
CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY [signature] DEPUTY

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

United States of America Plaintiff(s) v. ERIC ALVARADO aka Chito Defendant(s)	CASE NUMBER: **CR08-688** -10 **WARRANT FOR ARREST**

TO: UNITED STATES MARSHAL AND ANY AUTHORIZED UNITED STATES OFFICER

YOU ARE HEREBY COMMANDED to arrest **ERIC ALVARADO, aka Chito**
and bring him/her forthwith to the nearest Magistrate Judge to answer a(n): ☐Complaint ■Indictment ☐Information ☐Order of Court ☐Probation Violation Petition ☐Violation Notice
charging him/her with: (ENTER DESCRIPTION OF OFFENSE BELOW)

Racketeer Influenced and Corrupt Organizations;
Racketeer Influenced and Corrupt Organizations Conspiracy;
Conspiracy to Distribute Cocaine Base in the Form of Crack Cocaine;
Possession with Intent to Distribute Cocaine;
Felon In Possession of a Firearm;
Use of a Firearm in Furtherance of a Crime of Violence or Drug-Trafficking Crime;
Criminal Forfeiture

in violation of Title 18:21: United States Code, Section(s) 1962(c):1962(d):846, 841(a)(1), 841(b)(1)(A) and (B):924(c):982(a)(1) and 853(a):

Sherri R. Carter NAME OF ISSUING OFFICER	June 12, 2008 LOS ANGELES, CALIFORNIA DATE AND LOCATION OF ISSUANCE
Clerk of Court TITLE OF ISSUING OFFICER	
SUSANA P. BUSTAMANTE SIGNATURE OF DEPUTY CLERK	BY: CHARLES F. EICK NAME OF JUDICIAL OFFICER

RETURN

THIS WARRANT WAS RECEIVED AND EXECUTED WITH THE ARREST OF THE ABOVE-NAMED DEFENDANT AT (LOCATION): Centinella Prison, Seeley, CA

7/1/08 DATE RECEIVED	Gerard A. Ternegan NAME OF ARRESTING OFFICER
7/1/08 DATE OF ARREST	Special Agent DEA TITLE
DESCRIPTIVE INFORMATION FOR DEFENDANT CONTAINED ON PAGE TWO	[signature], SA SIGNATURE OF ARRESTING OFFICER

WARRANT FOR ARREST

FILED

2008 JUN 12 PM 4:25

CLERK U.S. DISTRICT COURT CENTRAL DIST. OF CALIF. LOS ANGELES

UNITED STATES DISTRICT COURT

FOR THE CENTRAL DISTRICT OF CALIFORNIA

February 2008 Grand Jury

UNITED STATES OF AMERICA, Plaintiff, v. FRANCISCO REAL, aka "Pancho," MARIA LEON, aka "Chata," NICHOLAS REAL, aka "Monkey," JOSE LEON, aka "NeNe," JESUS MARTINEZ, JR., aka "JJ," aka "Lil Clever," LUIS LEON, aka "Sicko," NOE SEGURA, aka "Muerto," ALEX VALENCIA, aka "Gunner," CHRISTIAN SERRANO, aka "Hefty," ERIC ALVARADO, aka "Chito," MISAEL CARRILLO, aka "Lil Toker," RAUL BORJA, aka "Spanky," CARLOS RENTERIA, aka "Rider," SERGIO MARTINEZ aka "Bird,"	CR 08- CR08-00688 I N D I C T M E N T [18 U.S.C. § 1962(c): Racketeer Influenced and Corrupt Organizations; 18 U.S.C. § 1962(d): Racketeer Influenced and Corrupt Organizations Conspiracy: 21 U.S.C. §§ 846, 841(a)(1), 841(b)(1)(A) and (B): Conspiracy to Distribute Cocaine Base in the Form of Crack Cocaine; 18 U.S.C. § 1959: Violent Crime in Aid of Racketeering; 18 U.S.C. §§ 371, 1512(a): Conspiracy to Tamper with a Witness or Informant; 18 U.S.C. § 1512(a): Tampering with a Witness or Informant; 21 U.S.C. §§ 841(a)(1), 841(b)(1)(A), 841(b)(1)(B): Possession with Intent to Distribute Cocaine Base in the Form of Crack Cocaine; 21 U.S.C. §§ 846, 841(a)(1), 841(b)(1)(A): Conspiracy to Distribute Methamphetamine; 21 U.S.C. §§ 846, 841(a)(1), 841(b)(1)(A): Possession with Intent to Distribute Methamphetamine; 21 U.S.C. §§ 846, 841(a)(1),

CB
CB:VOCS
AED

NEO PEREZ, aka "Nito," RAFAEL CARRILLO, aka "Stomper," JOSE GOMEZ, aka "Rival," NESTOR REAL, aka "Sparky," DAVID TRETO aka "Flaps," JORGE LARA, aka "Oso," JESUS ISRAEL MARTINEZ, WILLIAM REAL aka "Plucky," JURY DANIEL VARGAS, aka, "Danny Boy," LENNIN CATALAN, IMELDA CATALAN, FRANCISCO CAMPOS, aka "Kiko," JUAN HERNANDEZ, aka "Gordy," ANDREW GANDARA, aka, "Lil Silent," RIGOBERTO PEREZ, aka, "Toker," JOSE ALVARADO, aka, "Minor," RIGOBERTO JIMENEZ, aka "Bully," JAMES CAMPBELL, aka "Drifter," OMAR MARTINEZ, JUAN LEMUS, aka "Bola," RAUL CARBAJAL, aka "Raton," LUIS VARGAS, aka "Smalls," CESAR LAGUNAS, aka "Hans," JUAN HUGARTE, aka "Kano," MIGUEL SILLAS, aka "Jokey," JOSEPH ESCANDON, aka "Lokito," JOSE MARTINEZ-MADRIGAL aka "Pepito," FELIPE TALAMANTE, SERGIO DIAZ, MIGUEL LOPEZ, aka "Shooter,"	841(b)(1)(A): Conspiracy to Distribute Cocaine; 21 U.S.C. §§ 841(a)(1), 841(b)(1)(B): Possession with Intent to Distribute Cocaine; 18 U.S.C. § 922(g)(1): Felon in Possession of a Firearm; 18 U.S.C. § 922(g)(5): Illegal Alien in Possession of a Firearm; 18 U.S.C. § 924(c)(1): Use of a Firearm in Furtherance of a Crime of Violence or Drug-Trafficking Crime; 18 U.S.C. § 2(a): Aiding and Abetting; 18 U.S.C. § 3: Accessory After the Fact; 21 U.S.C. § 843(b): Use of a Communication Facility In Committing a Felony Drug Offense; 18 U.S.C. §§ 1956(h), 1956(a)(1): ~~Conspiracy to Launder Money~~; 18 U.S.C. § 1957: ~~Money Laundering;~~ 18 U.S.C. § 982(a)(1) and 21 U.S.C. § 853(a): Criminal Forfeiture]

MIGUEL HERNANDEZ,)
aka "Pelicano,")
MICHAEL VALCARCE,)
aka "Cuba,")
NAZARIO FLOREZ,)
JUANA ORROSTIETA,)
MIGUEL VENANCIO,)
GUILLERMO OCAMPO,)
aka "Slim,")
GERMAN REAL-AMPUDE,)
aka "Chispas,")
VALENTIN VENCES,)
RAFAEL AVILES,)
aka "Rafa,")
JOSE AVILES,)
aka "Papucho,")
ANTHONY NIETO,)
aka "Grizzly,")
ORBELIN HERNANDEZ,)
aka "Obee,")
RAFAEL GARCIA,)
CHRISTINA CRUZ,)
aka "Negra,")
DANIEL GUILLEN,)
LEONORA SOLARZANO,)
JACKIE DE LA CRUZ,)
JONATHAN MENDOZA,)
aka "Johnny,")
HECTOR NAVARETTE,)
CARLOS ANTHONY CERVANTES,)
aka "Psycho,")
CARLOS DEJESUS-CERVANTES,)
MAYRA ALEJANDRA FAJARDO,)
CLARA CAMPOS,)
ARELY ALBARRAN-SILVA,)
DAISY VALENCIA, and)
JOANNA FUERTE,)
)
Defendants.)

The Grand Jury charges:

GENERAL ALLEGATIONS

1. At all relevant times, defendants FRANCISCO REAL, also known as ("aka") "Pancho" ("F. REAL"), MARIA LEON, aka "Chata" ("M. LEON"), NICHOLAS REAL, aka "Monkey" ("N. REAL"), JOSE LEON, aka "NeNe" ("J. LEON"), JESUS MARTINEZ, JR., aka "JJ," aka "Lil Clever" ("JESUS MARTINEZ, JR."), LUIS LEON, aka "Sicko" ("L. LEON"), NOE SEGURA, aka "Muerto" ("SEGURA"), ALEX VALENCIA, aka

"Gunner" ("VALENCIA"), CHRISTIAN SERRANO, aka "Hefty" ("SERRANO"), ERIC ALVARADO, aka "Chito" ("ALVARADO"), MISAEL CARRILLO, aka "Lil Toker" ("M. CARRILLO"), RAUL BORJA, aka "Spanky" ("BORJA"), CARLOS RENTERIA, aka "Rider" ("RENTERIA"), SERGIO MARTINEZ, aka "Bird" ("S. MARTINEZ"), NEO PEREZ, aka "Nito" ("N. PEREZ"), RAFAEL CARRILLO, aka "Stomper" ("R. CARRILLO"), JOSE GOMEZ, aka "Rival" ("GOMEZ"), NESTOR REAL, aka "Sparky" ("NESTOR REAL"), DAVID TRETO, aka "Flaps" ("TRETO"), JORGE LARA, aka "Oso" ("LARA"), JESUS ISRAEL MARTINEZ ("JESUS MARTINEZ"), WILLIAM REAL ("W. REAL"), JURY DANIEL VARGAS, aka "Danny Boy" ("VARGAS"), LENNIN CATALAN ("CATALAN"), IMELDA CATALAN ("I. CATALAN"), FRANCISCO CAMPOS, aka "Kiko" ("CAMPOS"), JUAN HERNANDEZ, aka "Gordy" ("J. HERNANDEZ"), ANDREW GANDARA, aka "Lil Silent" ("GANDARA"), RIGOBERTO PEREZ, aka "Toker" ("R. PEREZ"), JOSE ALVARADO, aka "Minor" ("J. ALVARADO"), RIGOBERTO JIMENEZ, aka "Bully" ("JIMENEZ"), JAMES CAMPBELL, aka "Drifter" ("CAMPBELL"), OMAR MARTINEZ ("O. MARTINEZ"), JUAN LEMUS, aka "Bola" ("LEMUS"), RAUL CARBAJAL, aka "Raton" ("CARBAJAL"), LUIS VARGAS, aka "Smalls" ("L. VARGAS"), CESAR LAGUNAS, aka "Hans" ("LAGUNAS"), JUAN HUGARTE, aka "Kano" ("HUGARTE"), MIGUEL SILLAS, aka "Jokey" ("SILLAS"), JOSEPH ESCANDON, aka "Lokito" ("ESCANDON"), FELIPE TALAMANTE ("TALAMANTE"), SERGIO DIAZ ("DIAZ"), MIGUEL LOPEZ, aka "Shooter" ("LOPEZ"), MIGUEL HERNANDEZ, aka "Pelicano" ("M. HERNANDEZ"), MICHAEL VALCARCE, aka "Cuba" ("VALCARCE"), NAZARIO FLOREZ ("FLOREZ"), JUANA ORROSTIETA ("ORROSTIETA"), MIGUEL VENANCIO ("VENANCIO"), GUILLERMO OCAMPO, aka "Slim" ("OCAMPO"), GERMAN REAL-AMPUDE, aka "Chispas" ("REAL-AMPUDE"), VALENTIN VENCES ("VENCES"), RAFAEL AVILES, aka "Rafa"

("R. AVILES"), JOSE AVILES, aka "Papucho" ("J. AVILES"), ORBELIN HERNANDEZ, aka "Obee" ("O. HERNANDEZ"), RAFAEL GARCIA ("GARCIA"), CHRISTINA CRUZ, aka "Negra" ("CRUZ"), DANIEL GUILLEN ("GUILLEN"), LEONORA SOLARZANO ("SOLARZANO"), JACKIE DE LA CRUZ ("J. DE LA CRUZ"), JONATHAN MENDOZA, aka "Johnny" ("MENDOZA"), HECTOR NAVARETTE ("NAVARETTE"), CARLOS ANTHONY CERVANTES, aka "Psycho" ("CERVANTES"), CARLOS DEJESUS-CERVANTES ("DEJESUS-CERVANTES"), MAYRA ALEJANDRA FAJARDO ("FAJARDO"), ARELY ALBARRAN-SILVA ("SILVA"), and others were members and associates of an organization engaged in, among other things, murder, conspiracy to commit murder, attempted murder, conspiracy to traffic in narcotics, narcotics-trafficking, robbery, extortion, money laundering, and witness intimidation. At all relevant times, this organization, known as the "Avenues" gang, which includes its "Drew Street" gang members, operated in the Central District of California and elsewhere. The Avenues gang, including its leadership, membership, and associates, constituted an "enterprise," as defined by Title 18, United States Code, Section 1961(4), that is a group of individuals associated in fact. The enterprise engaged in, and its activities affected, interstate and foreign commerce. The enterprise constituted an ongoing organization whose members functioned as a continuing unit for a common purpose of achieving the objectives of the enterprise.

BACKGROUND OF THE AVENUES AND DREW STREET GANG

2. The Avenues gang is a multi-generational street gang that was formed in the 1940s and claims the area roughly between Colorado Boulevard to the North, the 3200 Block of Griffin Street to the East, San Fernando Road to the South, and Drew Street to the West as its "territory" in Northeast Los Angeles. The Avenues Gang is divided into a number of smaller groups, or "cliques," based on geography and associations in the neighborhood controlled by the gang. The original Avenues cliques were the Cypress Avenues, the Avenues Assassins, and Avenues 43rds. Tagging crews of juveniles also align with this gang and typically serve as a recruiting base for new members.

3. The Avenues gang has been traditionally loyal and committed to "Mexican Mafia," also known as "La Eme." Avenues leaders frequently extort money from local drug traffickers, members of other gangs, prostitutes, residents, and persons who maintain businesses in the area controlled by the gang. Avenues gang members also frequently intimidate, threaten and assault persons in the area as a means to intimidate and control the people in their neighborhoods, including potential witnesses who would testify in court about their crimes. Their crimes typically include acts of violence, ranging from battery to murder, drug-trafficking offenses, witness intimidation, alien smuggling, weapons-trafficking and, very frequently, hate crimes directed against African-American persons who might attempt to reside or be present in the areas controlled by the gang. Members frequently conduct robberies as a means to generate funds for the larger organization and Avenues hierarchy.

4. The Drew Street gang is a recently formed clique within the Avenues gang. The Drew Street gang is part of the Avenues gang, and it is authorized by the Avenues and the Mexican Mafia (aka, "La Eme") to control the area of Northeast Los Angeles in the neighborhood surrounding the intersection of Drew Street and Estara Avenue. The Drew Street clique of the Avenues gang is headed by defendant F. REAL, and he is authorized by the Avenues and the Mexican Mafia to act as the "shot-caller" for the Drew Street gang. The Drew Street gang is actively and continually engaged in the distribution of cocaine base in the form of crack cocaine ("crack cocaine"), methamphetamine, and other narcotic drugs. In particular, Drew Street gang leaders obtain narcotic drugs and control the distribution of narcotic drugs by providing "street-level" distribution amounts (typically a few grams of crack cocaine at a time) to numerous Drew Street gang members and associates in the area controlled by the Drew Street gang. The Drew Street gang leaders, in turn, collect extortion payments, referred to as "taxes," from drug traffickers. The Drew Street gang also extorts payment from persons who live and maintain businesses in the area controlled by the gang. Members extract payment under threat of physical violence, including the threat that individuals who do not adhere to the gang's demands will be "green-lighted" by the Mexican Mafia, that is, they will be targeted for murder.

5. A portion of the "taxes" collected by the Avenues and Drew Street gang leaders is then owed to the Mexican Mafia, and the leaders are required to make payments to representatives of the Mexican Mafia in the area, who, in turn, deliver payment to

members of the Mexican Mafia leadership incarcerated within the California prison system. Avenues and Drew Street gang members also raise funds for the organization by conducting armed home-invasion robberies, in which they target individuals believed to maintain large sums of cash or valuables in their homes.

6. Members of the Drew Street gang enforce the authority of the gang to commit its crimes by directing acts of violence and retaliation against non-compliant drug-traffickers and rival gang members. The organization also directs attacks against law enforcement officers and witnesses who would be willing to cooperate with law enforcement for the prosecution of the crimes committed by members of the Drew Street gang. The Drew Street gang includes approximately 500 members and controls narcotics trafficking, violent crimes, and other activity in the area around the intersection of Drew Street and Estara Avenue in Los Angeles, California. The Drew Street gang ordinarily is vigilant to the presence of "outsiders," or persons not immediately known to the gang, who may intentionally or inadvertently attempt to enter the territory controlled by the gang. Gang members are likely to identify such persons and physically threaten or kill them. The organization also is hostile to the presence of African-Americans in Drew Street gang territory.

7. The Drew Street and Avenues gang members generally identify one another through the use of hand gestures, or gang "signs." They typically display the letters "A" for Avenues or the interlocking "L-A" for "Los Avenidas." Members frequently wear the "Skull Camp" or "Skull Wear" brand clothing to identify themselves as members and associates of Drew Street and the

Avenues gang. The clothing depicts images of human skulls in various forms, such as a human skull depicted as part of the logo for the Oakland Raiders football team and, in particular, the depiction of a human skull wearing a fedora hat. Gang members frequently refer to one another as "skulls" and wear baseball caps for teams whose insignia includes an "A" or "L-A," for Avenues and Los Avenidas. Gang tattoos, gang names, and slogans are also used to identify members and territory controlled by the gang. The Drew Street gang also uses spray-painting, or "tagging," as a sign that demonstrates its control of the area against rival gang members and the local community. Gang "tagging" frequently appears on street signs, walls, buildings, and portions of the 110 Freeway, Interstate 5, and Highway 2 in the areas controlled by the gang. Rival gang members risk violence from the gang if they attempt to "tag" within the Drew Street or Avenues-controlled territory. Drew Street gang members will frequently tag or display the number "3200," which identifies the block number at the intersection of Drew Street and Estara Avenue. Members will also often use the number 13 in various forms (i.e., 13, X3, or XIII) to demonstrate loyalty to the Mexican Mafia ("m" being the 13th letter in the alphabet) and that the gang has "sureno" (Southern California) loyalty. The letters "NELA" are used to identify Northeast Los Angeles gang members, and the number 187 is frequently used by the gang to take "credit" for a murder that has been committed by the gang.

8. The Avenues and Drew Street gang members maintain a ready supply of firearms, including handguns, shotguns, automatic assault rifles, and machineguns, in order to enforce the

authority of the gang. Such weapons typically are stolen or unregistered, so that the use of the weapons cannot be readily connected to the gang member who either used the weapon or maintained it. Weapons often are discarded or destroyed after an incident. Therefore, gang leaders frequently need to maintain a source of supply for additional unregistered or non-traceable firearms. The Avenues gang, including Drew Street, also controls the activities of its members and enforces its authority and internal discipline by killing, attempting to kill, conspiring to kill, assaulting, and threatening its own members or others who would present a threat to the enterprise.

9. Leaders of the Avenues gang, including Drew Street gang leaders, recruit and initiate juveniles to join the gang and direct them to commit acts of violence and drug-trafficking crimes on behalf of the gang. New members frequently are recruited through their participation in a younger "tagging" unit or from a different sect of the larger organization. New members ordinarily are then "jumped in" to the gang. This initiation process ordinarily requires that the new member is physically beaten by senior, established members of the gang and must demonstrate his resilience during the beating. The new member is then rewarded and frequently provided with a firearm and narcotics.

10. Females are commonly disparaged and addressed derisively in the gang. Female associates, however, are frequently active in narcotics trafficking, as well as the collection and transfer of "tax" payments and narcotics proceeds. Female associates also play an integral role in directing and

Case 2:08-cr-00588-UA Document 1 Filed 07/02/2008 Page 13 of 50

maintaining communications within the organization, in particular communications with incarcerated gang members and leaders of the organization.

PURPOSES OF THE ENTERPRISE

11. The purposes of the Avenues gang, including its Drew Street members and associates, include, but are not limited to, the following:

a. Enriching members of the Avenues and Drew Street gang through, among other things, control of and participation in the distribution of narcotics in the territory controlled by the Avenues and the Drew Street gang.

b. Maintaining the control and authority of the Avenues gang and its Drew Street members over Drew Street and Avenues territory.

c. Preserving, protecting, and expanding the power of the Avenues and Drew Street gang through the use of intimidation, violence, threats of violence, assault, and murder.

d. Promoting and enhancing the authority of the Avenues and Drew Street gang members and associates.

THE MEANS AND METHODS OF THE ENTERPRISE

12. The means and methods by which the defendants and their co-racketeers conduct and participate in the conduct of the affairs of the Avenues gang, including its Drew Street members and associates, include:

a. Members of the Avenues, including Drew Street gang members, commit, attempt, and threaten to commit acts of violence, including murder, to protect and expand the enterprise's criminal operation, which includes assaults, murder, intimidation and threats of violence directed against rival gang members, law enforcement, and witnesses in criminal cases.

b. Members of the Avenues, including Drew Street gang members, promote a climate of fear through violence and threats of violence.

c. To enforce the authority of the Avenues and Drew Street gang, members use the enterprise to murder, attempt to murder, assault, and threaten those who pose a threat to the enterprise.

d. Participants in the Avenues, including Drew Street gang members, engage in the trafficking of controlled substances as a means to generate income.

COUNT ONE

[18 U.S.C. § 1962(c)]

1. Paragraphs One through Twelve of the General Allegations are re-alleged and incorporated by reference as though fully set forth herein.

THE RACKETEERING OFFENSE

2. Beginning on a date unknown and continuing to on or about June 4, 2008, in Los Angeles County, within the Central District of California, and elsewhere, defendants F. REAL, M. LEON, N. REAL, J. LEON, JESUS MARTINEZ, JR., L. LEON, SEGURA, VALENCIA, SERRANO, ALVARADO, BORJA, RENTERIA, S. MARTINEZ, R. CARRILLO, GOMEZ, NESTOR REAL, TRETO, LARA, JESUS MARTINEZ, W. REAL, VARGAS, CAMPOS, J. HERNANDEZ, GANDARA, R. PEREZ, J. ALVARADO, O. MARTINEZ, LEMUS, CARBAJAL, L. VARGAS, HUGARTE, TALAMANTE, DIAZ, LOPEZ, M. HERNANDEZ, VALCARCE, FLOREZ, ORROSTIETA, OCAMPO, REAL-AMPUDE, VENCES, R. AVILES, J. AVILES, NIETO, O. HERNANDEZ, GARCIA, CRUZ, GUILLEN, SOLARZANO, J. DE LA CRUZ, MENDOZA, NAVARETTE, CERVANTES, DEJESUS-CERVANTES, FAJARDO, and others known and unknown to the Grand Jury, being persons employed by and associated with the Avenues criminal enterprise, including its Drew Street gang described above, which was an enterprise engaged in, and the activities of which affected, interstate and foreign commerce, unlawfully and knowingly did conduct and participate, directly and indirectly, in the conduct of the affairs of that enterprise, through a pattern of racketeering activity, that is, through the commission of the acts set forth below.

THE PATTERN OF RACKETEERING ACTIVITY

3. The pattern of racketeering activity, as defined in Title 18, United States Code, Sections 1961(1) and 1961(5), consisted of the following acts:

Racketeering Act One

Conspiracy to Distribute Narcotics

4. Beginning on a date unknown to the Grand Jury and continuing to on or about June 4, 2008, in Los Angeles County, within the Central District of California, and elsewhere, defendants F. REAL, M. LEON, N. REAL, J. LEON, JESUS MARTINEZ, JR., L. LEON, SEGURA, VALENCIA, SERRANO, ALVARADO, BORJA, RENTERIA, S. MARTINEZ, R. CARRILLO, NESTOR REAL, TRETO, LARA, JESUS MARTINEZ, W. REAL, VARGAS, CAMPOS, J. HERNANDEZ, GANDARA, R. PEREZ, J. ALVARADO, LEMUS, CARBAJAL, L. VARGAS, HUGARTE, TALAMANTE, DIAZ, LOPEZ, M. HERNANDEZ, FLOREZ, ORROSTIETA, OCAMPO, REAL-AMPUDE, VENCES, R. AVILES, NIETO, O. HERNANDEZ, GARCIA, CRUZ, GUILLEN, SOLARZANO, J. DE LA CRUZ, MENDOZA, NAVARETTE, CERVANTES, DEJESUS-CERVANTES, FAJARDO, and others known and unknown to the Grand Jury, conspired and agreed with each other to knowingly and intentionally commit the following offenses:

a. To distribute at least 50 grams of a mixture or substance containing a detectable amount of cocaine base in the form of crack cocaine ("crack cocaine"), a schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A);

b. To distribute at least 5 grams of a mixture or substance containing a detectable amount of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B);

c. To distribute at least 500 grams of a mixture or substance containing a detectable amount of cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B).

d. To distribute at least 50 grams of actual methamphetamine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1) and 841(b)(1)(A); and

e. To distribute at least 5 grams of actual methamphetamine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1) and 841(b)(1)(B).

Racketeering Act Two

Attempted Murder of Los Angeles Police Department Officers

5. On or about August 13, 2003, in Los Angeles County, within the Central District of California, defendant R. PEREZ committed the following acts, either one of which would constitute the commission of Racketeering Act Three:

a. Unlawfully did aid, abet, encourage and otherwise participate in the unlawful attempt to kill with malice aforethought Los Angeles Police Department Officers Castro and Langarica in order to prevent the performance of Officer Castro and Officer Langarica's official duties, in violation of California Penal Code, Sections 21a, 31, and 217.1(b).

b. Unlawfully, willfully, deliberately, and with premeditation, did aid, abet, advise, encourage, and otherwise participate in the unlawful attempt to kill with malice

Case 2:08-cr-00688-UA Document 1 Filed 06/12/2008 Page 16 of 50

aforethought Los Angeles Police Department Officers Castro and Langarica, in violation of California Penal Code, Sections 21a, 31, 664, 187, and 189.

Racketeering Act Three

Murder

6. On or about December 29, 2003, in Los Angeles County, within the Central District of California, defendants F. REAL, TRETO, and J. HERNANDEZ willfully, deliberately, and with premeditation, unlawfully did kill E.A. with malice aforethought, in violation of California Penal Code, Sections 31, 187, and 189.

Racketeering Act Four

Possession with Intent to Distribute Crack Cocaine

7. On or about January 28, 2004, in Los Angeles County, within the Central District of California, defendant TRETO knowingly and intentionally possessed with the intent to distribute cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Five

Possession with Intent to Distribute Crack Cocaine

8. On or about September 19, 2006, in Los Angeles County, within the Central District of California, defendant RENTERIA knowingly and intentionally possessed with the intent to distribute cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Six

Possession with Intent to Distribute Crack Cocaine

9. On or about April 7, 2007, in Los Angeles County, within the Central District of California, defendant HUGARTE knowingly and intentionally possessed with the intent to distribute more than 5 grams, that is, approximately 8.91 grams, of cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B).

Racketeering Act Seven

Attempted Murder

10. On or about June 30, 2007, in Los Angeles County, within the Central District of California, defendant RENTERIA willfully, deliberately, and with premeditation, unlawfully did attempt to kill with malice aforethought rival gang members L.O. and R.J. with malice aforethought, in violation of California Penal Code, Sections 21a, 31, 664, 187, and 189.

Racketeering Act Eight

Threat to Commit Murder

11. On or about July 2, 2007, in Los Angeles County, within the Central District of California, defendant N. REAL committed a threat involving murder, i.e., N. REAL knowingly threatened C.B. and V.H. with a firearm, in violation of California Penal Code, Sections 422 and 187.

Racketeering Act Nine

Possession with Intent to Distribute Crack Cocaine

12. On or about August 1, 2007, in Los Angeles County, within the Central District of California, defendant R. PEREZ knowingly and intentionally possessed with the intent to distribute cocaine base in the form of crack cocaine, a schedule

II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Ten

Possession with Intent to Distribute Crack Cocaine

13. On or about September 3, 2007, in Los Angeles County, within the Central District of California, defendant ALVARADO knowingly and intentionally possessed with the intent to distribute more than 5 grams, that is, approximately 9.5 grams, of cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B).

Racketeering Act Eleven

Possession with Intent to Distribute Crack Cocaine

14. On or about September 12, 2007, in Los Angeles County, within the Central District of California, defendant VARGAS knowingly and intentionally possessed with the intent to distribute more than 5 grams, that is, approximately 10.55 grams, of cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B).

Racketeering Act Twelve

Possession with Intent to Distribute Crack Cocaine

15. On or about September 20, 2007, in Los Angeles County, within the Central District of California, defendant GUILLEN knowingly and intentionally possessed with the intent to distribute cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Thirteen

Extortion

16. On or about October 1, 2007, in Los Angeles County, within the Central District of California, defendant ALVARADO knowingly and intentionally extorted money from others by means of force or threat of force, in violation of California Penal Code, Sections 518, 519, and 520.

Racketeering Act Fourteen

Distribution of Crack Cocaine

17. On or about October 2, 2007, in Los Angeles County, within the Central District of California, defendant FLOREZ knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Fifteen

Distribution of Crack Cocaine

18. On or about October 3, 2007, in Los Angeles County, within the Central District of California, defendant FLOREZ knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Sixteen

Possession with Intent to Distribute Crack Cocaine

19. On or about October 18, 2007, in Los Angeles County, within the Central District of California, defendants W. REAL, J. MENDOZA, and OCAMPO knowingly and intentionally possessed with the intent to distribute more than 5 grams, that is, approximately 5.33 grams, of cocaine base in the form of crack

cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B).

Racketeering Act Seventeen

Distribution of Crack Cocaine

20. On or about October 23, 2007, in Los Angeles County, within the Central District of California, defendant J. DE LA CRUZ knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Eighteen

Distribution of Crack Cocaine

21. On or about November 1, 2007, in Los Angeles County, within the Central District of California, defendant L. LEON knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Nineteen

Distribution of Crack Cocaine

22. On or about November 2, 2007, in Los Angeles County, within the Central District of California, defendant DIAZ knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Twenty

Distribution of Crack Cocaine

23. On or about November 6, 2007, in Los Angeles County, within the Central District of California, defendant REAL-AMPUDE

knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Twenty-One

Distribution of Crack Cocaine

24. On or about November 7, 2007, in Los Angeles County, within the Central District of California, defendants GUILLEN and GARCIA knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Twenty-Two

Distribution of Crack Cocaine

25. On or about November 12, 2007, in Los Angeles County, within the Central District of California, defendant J. DE LA CRUZ knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Twenty-Three

Distribution of Crack Cocaine

26. On or about November 13, 2007, in Los Angeles County, within the Central District of California, defendant J. ALVARADO knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Twenty-Four

Distribution of Crack Cocaine

27. On or about November 14, 2007, in Los Angeles County, within the Central District of California, defendant GUILLEN

knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Twenty-Five

Distribution of Crack Cocaine

28. On or about November 14, 2007, in Los Angeles County, within the Central District of California, defendants NAVARETTE and VENCES knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Twenty-Six

Distribution of Crack Cocaine

29. On or about November 16, 2007, in Los Angeles County, within the Central District of California, defendant NAVARETTE knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Twenty-Seven

Distribution of Crack Cocaine

30. On or about November 19, 2007, in Los Angeles County, within the Central District of California, defendant J. ALVARADO knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Twenty-Eight

Distribution of Crack Cocaine

31. On or about November 19, 2007, in Los Angeles County, within the Central District of California, defendant JESUS

MARTINEZ knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Twenty-Nine

Robbery

32. On or about November 26, 2007, in Los Angeles County, within the Central District of California, defendants J. LEON, LARA, and S. MARTINEZ knowingly and intentionally took property from the possession of another, and against their will, by means of force or fear, and within an inhabited dwelling house, in violation of California Penal Code Sections 211, 212.5(a), and 213.

Racketeering Act Thirty

Distribution of Crack Cocaine

33. On or about December 5, 2007, in Los Angeles County, within the Central District of California, defendant L. LEON knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Thirty-One

Distribution of Crack Cocaine

34. On or about December 6, 2007, in Los Angeles County, within the Central District of California, defendant L. LEON knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Thirty-Two

Extortion

35. On or about December 8, 2007, in Los Angeles County, within the Central District of California, defendant J. ALVARADO knowingly and intentionally extorted money from others by means of force or threat of force, in violation of California Penal Code, Sections 518, 519, and 520.

Racketeering Act Thirty-Three

Distribution of Crack Cocaine

36. On or about December 10, 2007, in Los Angeles County, within the Central District of California, defendant BORJA knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Thirty-Four

Distribution of Crack Cocaine

37. On or about December 11, 2007, in Los Angeles County, within the Central District of California, defendant BORJA knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Thirty-Five

Distribution of Crack Cocaine

38. On or about December 12, 2007, in Los Angeles County, within the Central District of California, defendant R. AVILES knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Thirty-Six

Distribution of Crack Cocaine

39. On or about December 12, 2007, in Los Angeles County, within the Central District of California, defendants L. LEON and LEMUS knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Thirty-Seven

Distribution of Crack Cocaine

40. On or about December 27, 2007, in Los Angeles County, within the Central District of California, defendant L. LEON knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Thirty-Eight

Distribution of Crack Cocaine

41. On or about December 27, 2007, in Los Angeles County, within the Central District of California, defendants VARGAS and NIETO knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Thirty-Nine

Distribution of Crack Cocaine

42. On or about December 28, 2007, in Los Angeles County, within the Central District of California, defendant DIAZ knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Forty

Distribution of Crack Cocaine

43. On or about December 28, 2007, in Los Angeles County, within the Central District of California, defendants BORJA, OCAMPO, and R. AVILES knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Forty-One

Distribution of Crack Cocaine

44. On or about January 2, 2008, in Los Angeles County, within the Central District of California, defendant GARCIA knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Forty-Two

Distribution of Crack Cocaine

45. On or about January 3, 2008, in Los Angeles County, within the Central District of California, defendant BORJA knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Forty-Three

Distribution of Crack Cocaine

46. On or about January 4, 2008, in Los Angeles County, within the Central District of California, defendant NIETO knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in

Case 2:08-cr-00598-DCL Document 1 Filed 06/12/2008 Page 27 of 50

violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Forty-Four

Distribution of Crack Cocaine

47. On or about January 4, 2008, in Los Angeles County, within the Central District of California, defendant BORJA knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Forty-Five

Distribution of Crack Cocaine

48. On or about January 9, 2008, in Los Angeles County, within the Central District of California, defendant BORJA knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Forty-Six

Distribution of Crack Cocaine

49. On or about January 10, 2008, in Los Angeles County, within the Central District of California, defendant DIAZ knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Forty-Seven

Distribution of Crack Cocaine

50. On or about January 10, 2008, in Los Angeles County, within the Central District of California, defendant L. LEON knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in

violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Forty-Eight

Robbery

51. On or about January 11, 2008, in Los Angeles County, within the Central District of California, defendants F. REAL and VENANCIO knowingly and intentionally took property from the possession of another, and against their will, by means of force or fear, and within an inhabited dwelling house, in violation of California Penal Code Sections 211, 212.5(a), and 213.

Racketeering Act Forty-Nine

Distribution of Crack Cocaine

52. On or about January 17, 2008, in Los Angeles County, within the Central District of California, defendant DIAZ knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Fifty

Distribution of Crack Cocaine

53. On or about January 17, 2008, in Los Angeles County, within the Central District of California, defendant O. HERNANDEZ knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Fifty-One

Distribution of Crack Cocaine

54. On or about January 18, 2008, in Los Angeles County, within the Central District of California, defendants VENCES and CRUZ knowingly and intentionally distributed cocaine base in the

form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Fifty-Two

Distribution of Crack Cocaine

55. On or about January 23, 2008, in Los Angeles County, within the Central District of California, defendants VENCES and CRUZ knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Fifty-Three

Distribution of Crack Cocaine

56. On or about January 23, 2008, in Los Angeles County, within the Central District of California, defendants TRETO, SOLARZANO, and DEJESUS-CERVANTES knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Fifty-Four

Distribution of Crack Cocaine

57. On or about January 23, 2008, in Los Angeles County, within the Central District of California, defendant JESUS MARTINEZ knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Fifty-Five

Distribution of Crack Cocaine

58. On or about January 30, 2008, in Los Angeles County, within the Central District of California, defendant DIAZ

knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Fifty-Six

Distribution of Crack Cocaine

59. On or about January 30, 2008, in Los Angeles County, within the Central District of California, defendant R. AVILES knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Fifty-Seven

Use of a Communication Facility to Facilitate Narcotics Distribution

60. On or about January 30, 2008, in Los Angeles County, within the Central District of California, defendants F. REAL and FAJARDO knowingly and intentionally used a communication facility, namely, a telephone, in causing or facilitating the commission of acts constituting a felony under the Controlled Substances Act, that is, conspiracy to distribute a controlled substance, in violation of Title 21, United States Code, Sections 846 and 841(a)(1), all in violation of Title 21, United States Code, Section 843(b).

Racketeering Act Fifty-Eight

Distribution of Crack Cocaine

61. On or about January 31, 2008, in Los Angeles County, within the Central District of California, defendant BORJA knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in

violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Fifty-Nine

Robbery

62. On or about February 4, 2008, in Los Angeles County, within the Central District of California, defendant ORROSTIETA knowingly and intentionally took property from the possession of another, and against her will, by means of force or fear, and within a vehicle, in violation of California Penal Code Sections 211, 212.5(a), and 213.

Racketeering Act Sixty

Distribution of Crack Cocaine

63. On or about February 5, 2008, in Los Angeles County, within the Central District of California, defendant DIAZ knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Sixty-One

Robbery

64. On or about February 11, 2008, in Los Angeles County, within the Central District of California, defendant O. MARTINEZ knowingly and intentionally took property from the possession of another, and against their will, by means of force or fear, and within an inhabited dwelling house, in violation of California Penal Code Sections 211, 212.5(a), and 213.

Racketeering Act Sixty-Two

Conspiracy to Commit Murder

65. Defendants committed the following acts, any one of which constitutes Racketeering Act Sixty-Two:

a. Between on or about February 14, 2008 and February 21, 2008, in Los Angeles County, within the Central District of California, defendants F. REAL, SERRANO, SEGURA, R. CARRILLO, GOMEZ, and VALENCIA unlawfully, willfully, and with premeditation conspired to kill with malice aforethought rival gang member M.S., in violation of California Penal Code, Sections 21a, 31, 182, 187, and 189.

b. On or about February 21, 2008, in Los Angeles County, within the Central District of California, defendants F. REAL and GOMEZ willfully, deliberately, and with premeditation, unlawfully killed with malice aforethought rival gang member M.S., in violation of California Penal Code, Sections 21a, 31, 182, 187, and 189.

Racketeering Act Sixty-Three

Attempted Murder

66. On or about February 21, 2008, in Los Angeles County, within the Central District of California, defendant GOMEZ willfully, deliberately, and with premeditation aided, abetted, advised, encouraged, and otherwise participated in the unlawful attempt to kill with malice aforethought Los Angeles Police Officers Langarica and Baine, in violation of California Penal Code, Sections 31, 664, and 187.

Racketeering Act Sixty-Four

Distribution of Crack Cocaine

67. On or about February 26, 2008, in Los Angeles County, within the Central District of California, defendants L. LEON and J. DE LA CRUZ knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled

substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Sixty-Five

Distribution of Crack Cocaine

68. On or about February 27, 2008, in Los Angeles County, within the Central District of California, defendants ORROSTIETA and VENCES knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Sixty-Six

Distribution of Crack Cocaine

69. On or about February 27, 2008, in Los Angeles County, within the Central District of California, defendant DIAZ knowingly and intentionally distributed more than 5 grams, that is, approximately 14.36 grams, of cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B).

Racketeering Act Sixty-Seven

Distribution of Crack Cocaine

70. On or about February 27, 2008, in Los Angeles County, within the Central District of California, defendants ORROSTIETA and VENCES knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Sixty-Eight

Distribution of Crack Cocaine

71. On or about February 28, 2008, in Los Angeles County,

within the Central District of California, defendants SOLARZANO and DEJESUS-CERVANTES knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Sixty-Nine

Distribution of Crack Cocaine

72. On or about March 3, 2008, in Los Angeles County, within the Central District of California, defendant FLOREZ knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Seventy

Distribution of Crack Cocaine

73. On or about March 3, 2008, in Los Angeles County, within the Central District of California, defendants SOLARZANO and DEJESUS-CERVANTES knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Seventy-One

Distribution of Methamphetamine

74. On or about March 5, 2008, in Los Angeles County, within the Central District of California, defendant FLOREZ knowingly and intentionally distributed more than 5 grams, that is, approximately 5.87 grams, of actual methamphetamine, a schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B).

Racketeering Act Seventy-Two

Distribution of Methamphetamine

75. On or about March 5, 2008, in Los Angeles County, within the Central District of California, defendant NESTOR REAL knowingly and intentionally distributed more than 5 grams, that is, approximately 7 grams, of actual methamphetamine, a schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B).

Racketeering Act Seventy-Three

Distribution of Crack Cocaine

76. On or about March 5, 2008, in Los Angeles County, within the Central District of California, defendants SOLARZANO and DEJESUS-CERVANTES knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Seventy-Four

Murder

77. On or about March 9, 2008, in Los Angeles County, within the Central District of California, defendant VALENCIA willfully, deliberately, and with premeditation killed with malice aforethought M.F., in violation of California Penal Code, Sections 21a, 31, 187, 182, and 189.

Racketeering Act Seventy-Five

Attempted Murder

78. On or about March 9, 2008, in Los Angeles County, within the Central District of California, defendant VALENCIA willfully, deliberately and with premeditation unlawfully

attempted to kill with malice aforethought J.M., in violation of California Penal Code, Sections 31, 664, 187, and 189.

Racketeering Act Seventy-Six

Witness Tampering

79. On or about March 11, 2008, in Los Angeles County, within the Central District of California, defendants F. REAL, CARBAJAL, TALAMANTE, and S. DIAZ knowingly attempted to use physical force or the threat of physical force against a witness with the intent to influence, delay, or prevent the testimony of the witness in an official proceeding, or cause the witness to withhold testimony from an official proceeding, appear as a witness or be absent from an official proceeding, or otherwise to hinder, delay, or prevent the communication to a law enforcement officer or judge of the United States of information relating to the commission or possible commission of a federal offense, in violation of Title 18, United States Code, Section 1512(a)(2).

Racketeering Act Seventy-Seven

Distribution of Methamphetamine

80. On or about March 12, 2008, in Los Angeles County, within the Central District of California, defendant FLOREZ knowingly and intentionally distributed more than 5 grams, that is, approximately 11.53 grams, of actual methamphetamine, a schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B).

Racketeering Act Seventy-Eight

Distribution of Crack Cocaine

81. On or about March 15, 2008, in Los Angeles County, within the Central District of California, defendant ORROSTIETA

Case 2:08-cr-00688-UA Document 1 Filed 06/12/2008 Page 37 of 50

knowingly and intentionally possessed with the intent to distribute more than 5 grams, that is, approximately 5.54 grams, of cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B).

Racketeering Act Seventy-Nine

Extortion

82. On or about March 19, 2008, in Los Angeles County, within the Central District of California, defendants F. REAL and CARBAJAL knowingly and intentionally attempted to extort money from others by means of force or threat of force, in violation of California Penal Code, Sections 518, 519, and 520.

Racketeering Act Eighty

Robbery

83. On or about March 29, 2008, in Los Angeles County, within the Central District of California, defendants GANDARA and CERVANTES knowingly and intentionally took property from the possession of another, and against their will, by means of force or fear, and within an inhabited dwelling house, in violation of California Penal Code Sections 211, 212.5(a), and 213.

Racketeering Act Eighty-One

Distribution of Crack Cocaine

84. On or about April 1, 2008, in Los Angeles County, within the Central District of California, defendants NESTOR REAL, SERRANO, and BORJA knowingly and intentionally possessed with the intent to distribute cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Eighty-Two

Use of a Communication Facility to Facilitate Narcotics Distribution

85. On or about April 9, 2008, in Los Angeles County, within the Central District of California, defendants M. LEON and J. AVILES knowingly and intentionally used a communication facility, namely, a telephone, in causing or facilitating the commission of acts constituting a felony under the Controlled Substances Act, that is, conspiracy to distribute a controlled substance, in violation of Title 21, United States Code, Sections 846 and 841(a)(1), all in violation of Title 21, United States Code, Section 843(b).

Racketeering Act Eighty-Three

Distribution of Crack Cocaine

86. On or about April 16, 2008, in Los Angeles County, within the Central District of California, defendant REAL-AMPUDE knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Eighty-Four

Distribution of Crack Cocaine

87. On or about May 5, 2008, in Los Angeles County, within the Central District of California, defendants L. VARGAS and LOPEZ knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Case 2:08-cr-00688-UA Document 1 Filed 06/12/2008 Page 39 of 50

Racketeering Act Eighty-Five

Distribution of Crack Cocaine

88. On or about May 6, 2008, in Los Angeles County, within the Central District of California, defendant LOPEZ knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Eighty-Six

Distribution of Crack Cocaine

89. On or about May 12, 2008, in Los Angeles County, within the Central District of California, defendant L. VARGAS knowingly and intentionally distributed cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Racketeering Act Eighty-Seven

Possession with Intent to Distribute Crack Cocaine

90. On or about May 15, 2008, in Los Angeles County, within the Central District of California, defendant F. REAL, JESUS MARTINEZ, JR., M. HERNANDEZ, and FAJARDO knowingly and intentionally possessed with the intent to distribute more than 50 grams, that is, approximately 54 grams, of cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A).

COUNT TWO

[18 U.S.C. § 1962(d)]

1. Paragraphs One through Twelve of the General Allegations are re-alleged and incorporated by reference as though fully set forth herein.

2. Beginning on a date unknown, and continuing to on or about June 4, 2008, in Los Angeles County, within the Central District of California and elsewhere, defendants F. REAL, M. LEON, N. REAL, J. LEON, JESUS MARTINEZ, JR., L. LEON, SEGURA, VALENCIA, SERRANO, ALVARADO, M. CARRILLO, BORJA, RENTERIA, S. MARTINEZ, N. PEREZ, R. CARRILLO, GOMEZ, NESTOR REAL, TRETO, LARA, JESUS MARTINEZ, W. REAL, VARGAS, CATALAN, I. CATALAN, J. HERNANDEZ, GANDARA, R. PEREZ, J. ALVARADO, JIMENEZ, CAMPBELL, O. MARTINEZ, LEMUS, CARBAJAL, L. VARGAS, LAGUNAS, HUGARTE, SILLAS, ESCANDON, TALAMANTE, DIAZ, LOPEZ, M. HERNANDEZ, VALCARCE, FLOREZ, ORROSTIETA, VENANCIO, OCAMPO, REAL-AMPUDE, VENCES, R. AVILES, J. AVILES, NIETO, O. HERNANDEZ, GARCIA, CRUZ, GUILLEN, SOLARZANO, J. DE LA CRUZ, MENDOZA, NAVARETTE, CERVANTES, DEJESUS-CERVANTES, FAJARDO, SILVA, and others, being persons employed by and associated with the Avenues and Drew Street criminal enterprise, which enterprise engaged in and the activities of which affected interstate and foreign commerce, unlawfully and knowingly combined, conspired, confederated, and agreed together and with each other to violate Title 18, United States Code, Section 1962, that is to conduct and participate, directly and indirectly, in the conduct of the affairs of the enterprise through a pattern of racketeering activity, as that term is defined in Title 18, United States Code, Sections 1961(1) and 1961(5), consisting of

multiple acts involving murder, in violation of California Penal Code Sections 31, 182, 187, 189, 217.1, and 664; extortion, in violation of California Penal Code Sections 518, 519, and 520; robbery, in violation of California Penal Code Sections 211, 212.5(a), and 213; distribution of controlled substances, including cocaine base in the form of crack cocaine and methamphetamine, in violation of Title 21, United States Code, Sections 841(a)(1), 843(b), and 846; and multiple acts indictable under Title 18, United States Code, Sections 1956 and 1957 (money laundering) and Title 18, United States Code, Section 1512 (witness tampering). It was a further part of the conspiracy that each defendant agreed that a conspirator would commit at least two acts of racketeering in the conduct of the affairs of the enterprise.

A. MEANS BY WHICH THE OBJECTS OF THE CONSPIRACY WERE TO BE ACCOMPLISHED

The objects of the conspiracy were to be accomplished in substance as follows:

1. Defendant F. REAL would direct other Drew Street gang members to conduct robberies, murders, extortion, witness intimidation, and drug trafficking in order to promote and further the activities of the Avenues and Drew Street gang.

2. Defendants N. PEREZ, R. PEREZ, ESCANDON, and others would advise defendant F. REAL about his leadership of the Drew Street gang and obtain authorizations for actions of the Drew Street gang from Avenues and Mexican Mafia ("La Eme") representatives.

3. Defendants F. REAL, M. LEON, and JESUS MARTINEZ, JR.,

would obtain crack cocaine from defendants CATALAN, I. CATALAN, CAMPOS, and other narcotics suppliers.

4. Defendants F. REAL and JESUS MARTINEZ, JR., would provide quantities of crack cocaine for distribution to defendants L. LEON, SEGURA, VALENCIA, SERRANO, ALVARADO, BORJA, RENTERIA, S. MARTINEZ, R. CARRILLO, NESTOR REAL, TRETO, LARA, JESUS MARTINEZ, W. REAL, VARGAS, CAMPOS, J. HERNANDEZ, GANDARA, R. PEREZ, J. ALVARADO, JIMENEZ, LEMUS, CARBAJAL, L. VARGAS, HUGARTE, TALAMANTE, DIAZ, LOPEZ, M. HERNANDEZ, VALCARCE, FLOREZ, ORROSTIETA, OCAMPO, REAL-AMPUDE, VENCES, R. AVILES, J. AVILES, NIETO, O. HERNANDEZ, GARCIA, CRUZ, GUILLEN, SOLARZANO, J. DE LA CRUZ, MENDOZA, NAVARETTE, DEJESUS-CERVANTES, FAJARDO, SILVA, and others.

5. Defendants F. REAL, M. LEON, L. LEON, SEGURA, VALENCIA, SERRANO, ALVARADO, BORJA, RENTERIA, S. MARTINEZ, R. CARRILLO, NESTOR REAL, TRETO, LARA, JESUS MARTINEZ, W. REAL, VARGAS, CATALAN, CAMPOS, J. HERNANDEZ, GANDARA, R. PEREZ, J. ALVARADO, JIMENEZ, LEMUS, CARBAJAL, L. VARGAS, HUGARTE, TALAMANTE, DIAZ, LOPEZ, M. HERNANDEZ, VALCARCE, FLOREZ, ORROSTIETA, OCAMPO, REAL-AMPUDE, VENCES, R. AVILES, J. AVILES, NIETO, O. HERNANDEZ, GARCIA, CRUZ, GUILLEN, SOLARZANO, J. DE LA CRUZ, MENDOZA, NAVARETTE, DEJESUS-CERVANTES, FAJARDO, SILVA, and others would distribute crack cocaine in the area controlled by the Avenues and Drew Street gang.

6. Defendants F. REAL, JESUS MARTINEZ, JR., ALVARADO CARBAJAL, and others would extort "tax" payments from narcotics traffickers in the area controlled by the Avenues and Drew Street gang.

7. Defendants F. REAL and JESUS MARTINEZ, JR., would deliver payment to defendants N. PEREZ and CAMPBELL to account for a portion of the "taxes" owed by F. REAL and the Avenues and Drew Street gang to the Mexican Mafia.

8. Defendants F. REAL, LAGUNAS, and others would obtain firearms from defendant M. CARRILLO and others and provide them to Avenues and Drew Street Gang members, so they could be used to enforce the authority of the Avenues and Drew Street gang.

9. Defendants F. REAL, SERRANO, SEGURA, R. CARRILLO, GOMEZ, R. PEREZ, GOMEZ, VALENCIA, SILLAS, and others would use firearms to retaliate against, attempt to kill, and kill rival gang members, law enforcement officers, and potential witnesses to criminal activities committed by Avenues and Drew Street gang members, in order to enforce the authority of the Avenues and Drew Street gang.

10. Defendants F. REAL, N. REAL, J. LEON, LARA, O. MARTINEZ, ORROSTIETA, VENANCIO, and others would commit armed robberies of persons within their cars, businesses, and residences in the area controlled by the Avenues and Drew Street gang.

11. Defendant F. REAL would obtain information about the identities of victims and witnesses who might testify or provide information to law enforcement about the crimes of the Avenues and Drew Street gang.

12. Defendants F. REAL, CARBAJAL, TALAMANTE, and others would threaten victims and potential witnesses of crimes committed by Avenues and Drew Street gang members in order to prevent them from testifying or cooperating with law enforcement

about the crimes of the Avenues and Drew Street gang.

13. Defendants F. REAL and CARBAJAL would make extortionate threats to local business owners to compel them to pay money to F. REAL and the Avenues and Drew Street gang for conducting their business in the area controlled by the Avenues and Drew Street gang.

14. Defendant F. REAL would recruit juveniles and direct their initiation into the Avenues and Drew Street gang.

B. OVERT ACTS

In furtherance of the conspiracy, and to accomplish the objects of the conspiracy, defendants F. REAL, M. LEON, N. REAL, J. LEON, JESUS MARTINEZ, JR., L. LEON, SEGURA, VALENCIA, SERRANO, ALVARADO, M. CARRILLO, BORJA, RENTERIA, S. MARTINEZ, N. PEREZ, R. CARRILLO, GOMEZ, NESTOR REAL, TRETO, LARA, JESUS MARTINEZ, W. REAL, VARGAS, CATALAN, I. CATALAN, CAMPOS, J. HERNANDEZ, GANDARA, R. PEREZ, J. ALVARADO, JIMENEZ, CAMPBELL, O. MARTINEZ, LEMUS, CARBAJAL, L. VARGAS, LAGUNAS, HUGARTE, SILLAS, ESCANDON, TALAMANTE, DIAZ, LOPEZ, M. HERNANDEZ, VALCARCE, FLOREZ, ORROSTIETA, VENANCIO, OCAMPO, REAL-AMPUDE, VENCES, R. AVILES, J. AVILES, NIETO, O. HERNANDEZ, GARCIA, CRUZ, GUILLEN, SOLARZANO, J. DE LA CRUZ, MENDOZA, NAVARETTE, CERVANTES, DEJESUS-CERVANTES, FAJARDO, SILVA, and others known and unknown to the Grand Jury committed various overt acts, on or about the following times and dates, within the Central District of California and elsewhere, including but not limited to the following:

1. On October 31, 2002, in Los Angeles, California, defendants M. LEON, J. LEON, JESUS MARTINEZ, JR., and D.L., aka "Clever," maintained a loaded Intratech 9 mm sub-machine gun, a

Case 2:08-cr-00688-UA Document 1 Filed 06/12/2008 Page 45 of 50

Smith Corona model 03-A3 assault rifle, explosive devices, 85 grams of crack cocaine, 31 grams of cocaine, approximately two pounds of marijuana, and approximately 14 grams of methamphetamine at a residence located at 3304 Drew Street in Los Angeles, California.

2. On August 13, 2003, defendant R. PEREZ possessed a .223 assault rifle and body armor in his apartment at 3253 Drew Street in Los Angeles, California.

3. On August 13, 2003, defendant R. PEREZ and D.L. attacked Los Angeles Police Department ("LAPD") Officers Castro and Langarica and attempted to shoot them with Officer Castro's firearm when Officers Castro and Langarica attempted to arrest R. PEREZ for being under the influence of a controlled substance.

4. On December 29, 2003, defendants F. REAL, TRETO, and J. HERNANDEZ murdered E.A. after E.A. drove his car into an area of Los Angeles controlled by the Avenues and Drew Street gang.

5. On January 28, 2004, defendant TRETO possessed with the intent to distribute approximately 1.69 grams of cocaine base in the form of crack cocaine.

6. On September 19, 2006, defendant RENTERIA possessed with the intent to distribute approximately 4.5 grams of cocaine and approximately 2.6 grams of methamphetamine.

7. On March 29, 2007, defendant SILLAS possessed a Cobray M-11 9 mm assault rifle, ammunition, a smoke grenade, and cocaine at his residence on Fletcher Drive in Los Angeles, California.

8. On April 5, 2007, defendant HUGARTE possessed with the intent to distribute approximately 8.91 grams of cocaine base in the form of crack cocaine at 3407 Drew Street in Los Angeles,

California.

9. On June 30, 2007, defendant RENTERIA shot two rival gang members in an area of Los Angeles controlled by the Avenues and Drew Street gang.

10. On July 2, 2007, defendant N. REAL pursued victims C.B. and V.H. and threatened to shoot them after they sounded a car horn in an area of Los Angeles controlled by the Drew Street gang.

11. On August 1, 2007, defendants L. LEON, BORJA, and an unindicted co-conspirator distributed methamphetamine and crack cocaine on Drew Street, in Los Angeles, California, while a second unidentified co-conspirator acted as a "look-out" to watch for the presence of law enforcement.

12. On August 1, 2007, defendant R. PEREZ possessed approximately .46 grams of crack cocaine and approximately .89 grams of methamphetamine and took a female victim hostage by holding a .40 caliber Smith and Wesson handgun to her head in order to deter the pursuit by law enforcement.

13. On August 2, 2007, defendant GANDARA possessed a loaded 9 mm Beretta handgun, a Smith & Wesson 9 mm handgun, and a Smith & Wesson .357 Magnum revolver in an apartment at 3351 Drew Street, in Los Angeles, California.

14. On August 26, 2007, by telephone using coded language, defendant J. LEON advised defendant JESUS MARTINEZ, JR., that Mexican Mafia leadership had approved the formation of the Drew Street clique of Avenues gang under the leadership of defendant F. REAL, with defendant ALVARADO as a member, and that defendant J. LEON had been initiated into the Drew Street Gang by

defendants SERRANO, HUGARTE, RENTERIA, and an unindicted co-conspirator.

15. On August 28, 2007, by telephone using coded language, defendant JESUS MARTINEZ, JR., discussed the distribution of illegal drugs with defendant CRUZ.

16. On September 1, 2007, defendant ALVARADO possessed a loaded .357 Magnum handgun, which he left in a parked car as he fled from law enforcement.

17. On September 2, 2007, by telephone using coded language, defendant F. REAL told an unindicted co-conspirator that defendant ALVARADO had been directed to collect extortionate "tax" payments from traffickers selling illegal drugs in the area controlled by the Avenues and Drew Street gang, and the unindicted co-conspirator asked F. REAL if F. REAL would provide him with drugs to sell when he was released from prison the following year.

18. On September 2, 2007, by telephone using coded language, defendant J. LEON told defendant RENTERIA that rival Cypress Park gang members had shot at Avenues and Drew Street gang members and asked if Avenues and Drew Street gang members had returned fire in response to the attack.

19. On September 2, 2007, by telephone using coded language, defendant RENTERIA told defendant J. LEON that RENTERIA wanted defendant F. REAL to keep his .357 Magnum handgun for him after RENTERIA's arrest, and J. LEON told RENTERIA that J. LEON would hold his supply of illegal drugs for RENTERIA because RENTERIA believed that he would be released from custody soon.

20. On September 3, 2007, defendants ALVARADO and SEGURA

possessed approximately 9.5 grams of cocaine base in the form of crack cocaine, approximately 84.59 grams of marijuana, a Ruger 9 mm semi-automatic handgun, a "bullet-proof" vest, ammunition, and a high-capacity 30-round magazine in the rear bedroom of an apartment located at 3218 Drew Street in Los Angeles, California.

21. On September 7, 2007, by telephone using coded language, defendant F. REAL directed defendant N. REAL to be careful about what he discussed on the telephone, stated that he was concerned someone might be "snitching" after the arrests of defendants JESUS MARTINEZ, VALENCIA, and N. REAL, and N. REAL stated that defendants ALVARADO and RENTERIA had been arrested the previous Monday.

22. On September 10, 2007, by telephone using coded language, defendant ALVARADO asked defendant F. REAL to contact defendant ESCANDON and obtain a list of persons who had been "green-lighted" for death because they had not "taken care of business" and would therefore be "smashed" when they went into the prison yard.

23. On September 10, 2007, by telephone using coded language, defendant ALVARADO told defendant F. REAL that an unidentified co-conspirator would contact defendant R. PEREZ in order to obtain "green light" authorization to kill non-compliant gang members in prison.

24. On September 10, 2007, by telephone using coded language, defendant ALVARADO advised defendant F. REAL about the collection of extortionate "tax" payments from traffickers selling narcotics in the areas controlled by the Avenues and Drew Street gang, and specifically advised F. REAL to afford defendant

R. AVILES one final warning and then, if he still did not pay, to "fuck him up."

25. On September 10, 2007, by telephone using coded language, defendant ALVARADO directed defendant F. REAL to contact defendant ESCANDON in order to obtain a "wila," or "green light" authorization for gang members to kill rival Cypress Park gang members who had defied the authority of ALVARADO and the Drew Street gang while in prison, and F. REAL advised ALVARADO that these rival gang members had all been "green-lighted" and that F. REAL would inform Mexican Mafia leaders of the action so that ALVARADO would not be retaliated against for killing them.

26. On September 12, 2007, defendant VARGAS possessed approximately 10.55 grams of cocaine base in the form of crack cocaine, as well as a Glock 21 9 mm semi-automatic handgun and a Bryco .380 semi-automatic handgun in Los Angeles, California.

27. On September 12, 2007, defendant R. PEREZ advised defendant F. REAL that R. PEREZ was still actively involved in communicating orders on behalf of the Mexican Mafia and participating in the crimes of the Avenues and Drew Street gang, despite his arrest on August 1, 2007, and that R. PEREZ had directed an unidentified co-conspirator to communicate with F. REAL because F. REAL had received the authority from the Mexican Mafia to lead the Drew Street clique of the Avenues gang in the areas controlled by the Avenues and Drew Street gang.

28. On September 12, 2007, by telephone using coded language, defendant F. REAL advised defendant R. PEREZ that defendant VARGAS had been arrested on September 12, 2007, and that law enforcement officers had found his weapons in his car,

and F. REAL also told R. PEREZ that he should advise VARGAS not to attempt to speak to F. REAL on the telephone but that F. REAL would bail VARGAS out once they identified his location.

29. On September 12, 2007, by telephone using coded language, defendant R. PEREZ told defendant F. REAL that F. REAL would not be required to pay "taxes" to the Mexican Mafia for his use of "runners" to deliver narcotics for him, because F. REAL had been authorized by the Mexican Mafia to lead the Drew Street faction of the Avenues gang.

30. On September 13, 2007, defendant F. REAL possessed an Ithaca 12-gauge shotgun, two SKS 7.62 assault rifles, a Marlin 30-30 rifle, a Ruger revolver, and 313 rounds of ammunition at 3318 Drew Street, in Los Angeles, California.

31. On September 14, 2007, by telephone using coded language, defendant F. REAL reported to defendant R. PEREZ that law enforcement officers had seized eight firearms and three bulletproof vests on September 13, 2007.

32. On September 20, 2007, by telephone using coded language, defendant ALVARADO told an unidentified co-conspirator that ALVARADO had been selling illegal drugs in the area controlled by the Avenues and Drew Street gang and that law enforcement officers would likely find his fingerprints on the .357 Magnum handgun that he maintained in the center console of his car during drug transactions, but that he did not believe that his fingerprints would be found on his Ruger 9 mm handgun.

33. On September 20, 2007, an unindicted co-conspirator possessed with the intent to distribute approximately 13 grams of cocaine base in the form of crack cocaine at 3351 Drew Street, in

Case 2:08-mj-08575-PCL Document 1-2 Filed 07/02/2008 Page 13 of 42

Los Angeles, California.

34. On September 20, 2007, defendant GUILLEN possessed with the intent to distribute approximately 3.35 grams of cocaine base in the form of crack cocaine on Drew Street, in Los Angeles, California.

35. On September 21, 2007, by telephone using coded language, defendant R. PEREZ told defendant F. REAL that defendant N. PEREZ would have access to Mexican Mafia members who would verify the authority of persons to appear in the areas controlled by F. REAL and the Drew Street gang.

36. On September 21, 2007, by telephone using coded language, defendant F. REAL told defendant R. PEREZ that F. REAL had been distributing approximately $1200 worth of narcotics each day and that the co-conspirators under his control had been distributing approximately $900 to $920 worth of narcotics each day, and R. PEREZ stated that he had been distributing approximately $1000 worth of narcotics each day before he was arrested.

37. On September 21, 2007, by telephone using coded language, defendant F. REAL told defendant R. PEREZ that he had initiated defendants VALENCIA, SERRANO, J. LEON, and a juvenile into the Drew Street clique of the Avenues gang.

38. On September 22, 2007, by telephone using coded language, defendant F. REAL told defendant N. REAL that no one could stop the Drew Street clique of the Avenues gang from selling narcotics in the area it controlled, that defendant N. PEREZ was afraid to come into the area controlled by the Drew Street clique of the Avenues gang, and that N. PEREZ could enter

the area controlled by the Drew Street clique of the Avenues gang as long as he did not display antagonism toward the gang's members.

39. On October 1, 2007, by telephone using coded language, defendant ALVARADO told an unidentified co-conspirator that he received $600 per week as his "cut" for collecting "taxes" on behalf of the Avenues and Drew Street gang because the neighborhood "belonged" to him, and told this unindicted co-conspirator that he provided $1000 every week to his mother to hold for him.

40. On October 1, 2007, by telephone using coded language, defendant ALVARADO told an unidentified co-conspirator that law enforcement had searched his residence and found guns and a bullet-proof vest.

41. On October 2, 2007, in Los Angeles, California, defendant FLOREZ and Clara Campos distributed approximately .45 grams of crack cocaine from 3351 Drew Street in Los Angeles, California.

42. On October 3, 2007, in Los Angeles, California, defendant FLOREZ and Clara Campos distributed approximately .47 grams of crack cocaine from 3351 Drew Street in Los Angeles, California.

43. On October 17, 2007, by telephone using coded language, defendant R. PEREZ told defendants F. REAL and N. PEREZ that another inmate had been challenging his authority to direct events in prison, and N. PEREZ stated that he would advise an unidentified co-conspirator to address the challenges to R. PEREZ's authority.

44. On October 18, 2007, defendants W. REAL, MENDOZA, and OCAMPO possessed with the intent to distribute approximately 5.45 grams of crack cocaine, a skull belt to identify membership in the Avenues and Drew Street gang, a loaded .32 caliber revolver, and approximately .05 grams of methamphetamine in the area controlled by the Avenues and Drew Street gang.

45. On October 19, 2007, by telephone using coded language, defendant F. REAL told defendant R. PEREZ that defendants W. REAL, MENDOZA, and OCAMPO had been arrested on October 17, 2007, but that defendant SERRANO had escaped, and R. PEREZ stated that they had been "stupid" because they had been using narcotics.

46. On October 19, 2007, by telephone using coded language, defendant F. REAL advised defendant R. PEREZ about his efforts to resolve a dispute with "Rascals" gang members over the collection of extortionate "tax" payments for the Mexican Mafia and that he had contacted defendant N. PEREZ to resolve the conflict following a meeting at a McDonald's restaurant.

47. On October 23, 2007, defendant J. DE LA CRUZ sold approximately .14 grams of crack cocaine at 3320 Chapman Street in Los Angeles, California.

48. On October 25, 2007, defendant LARA possessed an assault rifle, a .357 magnum revolver, and ammunition at 3323 Drew Street in Los Angeles, California.

49. On October 30, 2007, by telephone using coded language, defendant N. REAL directed defendant F. REAL to deliver $1000 in drug proceeds to Daisy Valencia, and F. REAL said that he would also deposit funds in jail accounts for N. REAL and defendant JESUS MARTINEZ, JR.

50. On October 30, 2007, by telephone using coded language, defendant F. REAL told defendant HUGARTE that F. REAL had been providing HUGARTE's mother with an ounce of narcotics every week and that she was earning $1000 every week from narcotics sales, but that the mother only had one "runner" who sold $300 to $400 worth of narcotics per day, and HUGARTE stated that the father of another unidentified co-conspirator had also returned to selling narcotics.

51. On October 31, 2007, by telephone using coded language, defendant LAGUNAS told defendant RENTERIA that LAGUNAS was doing well selling narcotics, but that "paisas" had been resisting paying "taxes," and RENTERIA told LAGUNAS that defendant BORJA possessed RENTERIA's Tech-9 firearm if LAGUNAS wanted to use it against the "paisas."

52. On November 1, 2007, defendant L. LEON and a juvenile co-conspirator sold approximately .59 grams of crack cocaine on Drew Street in Los Angeles, California.

53. On November 2, 2007, defendant S. DIAZ sold approximately .27 grams of crack cocaine on Estara Street in Los Angeles, California.

54. On November 3, 2007, by telephone using coded language, defendant ALVARADO told an unindicted co-conspirator that his attorney had advised him that federal and local law enforcement agencies were coordinating efforts to prosecute local gang members but that they would abandon such efforts in another month.

55. On November 7, 2007, defendant GUILLEN sold approximately .41 grams of crack cocaine on Drew Street in Los

Angeles, California.

56. On November 6, 2007, defendant REAL-AMPUDE sold approximately .35 grams of cocaine base on Drew Street in Los Angeles, California.

57. On November 7, 2007, defendants GUILLEN and GARCIA sold approximately .23 grams of crack cocaine on Drew Street in Los Angeles, California.

58. On November 8, 2007, defendant VENCES and an unindicted co-conspirator sold approximately .60 grams of crack cocaine on Drew Street in Los Angeles, California.

59. On November 12, 2007, defendant J. DE LA CRUZ sold approximately .37 grams of crack cocaine on Drew Street in Los Angeles, California.

60. On November 13, 2007, defendant J. ALVARADO sold approximately .84 grams of crack cocaine on Drew Street in Los Angeles, California.

61. On November 14, 2007, defendant GUILLEN sold approximately .14 grams of crack cocaine on Drew Street in Los Angeles, California.

62. On November 14, 2007, defendant VENCES sold approximately .63 grams of crack cocaine on Drew Street in Los Angeles, California.

63. On November 14, 2007, defendants VENCES and NAVARETTE sold approximately 3.05 grams of crack cocaine on Drew Street in Los Angeles, California.

64. On November 16, 2007, defendant NAVARETTE possessed with the intent to distribute approximately 8.67 grams of crack cocaine and a .38 caliber Smith and Wesson revolver on Drew

Street in Los Angeles, California.

65. On November 19, 2007, defendant J. ALVARADO sold approximately .37 grams of crack cocaine on Drew Street in Los Angeles, California.

66. On November 19, 2007, defendant JESUS MARTINEZ sold approximately .71 grams of crack cocaine on Drew Street in Los Angeles, California.

67. On November 26, 2007, defendants J. LEON, LARA, and S. MARTINEZ used a Ruger 9 mm handgun and an M-11 assault rifle to rob four victims at a residence on Marmion Way, in an area controlled by the Drew Street gang.

68. On November 27, 2007, by telephone using coded language, defendant J. LEON asked defendant Joanna Fuerte if she had been able to identify the witnesses who might be able to identify him as having committed the robbery on November 26, 2007, and J. LEON asked Joanna Fuerte if anyone had located a firearm that he and defendants LARA and S. MARTINEZ had attempted to hide after the robbery.

69. On November 27, 2007, defendant VENCES sold approximately .65 grams of crack cocaine on Drew Street in Los Angeles, California.

70. On November 28, 2007, by telephone using coded language, defendant J. ALVARADO directed defendant O. HERNANDEZ to collect extortionate tax payments from "paisas" who were trafficking narcotics in the area controlled by the Drew Street gang.

71. On November 29, 2007, by telephone using coded language, defendant S. MARTINEZ directed an unindicted co-

conspirator to lie to S. MARTINEZ's parole officer and falsely claim that he and defendants J. LEON and LARA had merely been walking together near Avenue 53 in Los Angeles, California, when they robbed two victims on November 26, 2007, and S. MARTINEZ also stated that defendant F. REAL would hire attorneys to represent each of the Drew Street gang members involved in this crime.

72. On November 30, 2007, by telephone using coded language, defendant J. LEON told defendant F. REAL that F. REAL needed to require drug traffickers working for him to sell more narcotics and stated that he had $30,000 saved, and F. REAL stated that he had paid $10,000 in bills, including depositing funds for gang members who were incarcerated and $2,000 for defendant FAJARDO to pay for a residence on Drew Street.

73. On December 2, 2007, defendant RENTERIA possessed approximately 2.58 grams of crack cocaine for distribution.

74. On December 4, 2007, by telephone using coded language, defendant F. REAL told defendant J. LEON that F. REAL had a supply of narcotics that he would sell in order to raise money to pay for J. LEON's legal costs for criminal charges brought against J. LEON.

75. On December 4, 2007, defendant GARCIA sold approximately .23 grams of crack cocaine on Drew Street in los Angeles, California.

76. On December 5, 2007, defendant L. LEON sold approximately 1.71 grams of crack cocaine at 3259 Drew Street in Los Angeles, California.

77. On December 6, 2007, by telephone using coded language,

defendant J. LEON told defendant F. REAL that law enforcement officers had been able to locate him after he committed a robbery because two co-conspirators had followed him to the place he had been hiding, but added that he believed he had successfully hidden the weapons used in the robbery before being arrested, and F. REAL stated that he would search in the area where J. LEON had hidden the weapons.

78. On December 6, 2007, defendant L. LEON and an unindicted co-conspirator sold approximately 2.05 grams of crack cocaine at 3259 Drew Street in Los Angeles, California.

79. On December 8, 2007, defendant J. ALVARADO directed an unindicted co-conspirator to collect extortionate "tax" payments from narcotics traffickers operating in the area controlled by the Avenues and Drew Street gang and to call him while she collected the "taxes" so that J. ALVARADO could speak to the traffickers.

80. On December 10, 2007, defendant BORJA sold approximately 1.01 grams of crack cocaine on Drew Street, in Los Angeles, California.

81. On December 10, 2007, defendant O. HERNANDEZ sold approximately .14 grams of methamphetamine on Drew Street, in Los Angeles, California.

82. On December 11, 2007, defendant BORJA sold approximately .97 grams of crack cocaine on Drew Street, in Los Angeles, California.

83. On December 12, 2007, defendant R. AVILES sold approximately .35 grams of crack cocaine on Drew Street, in Los Angeles, California.

84. On December 12, 2007, defendants L. LEON and LEMUS sold approximately .56 grams of crack cocaine on Drew Street, in Los Angeles, California.

85. On December 14, 2007, defendant NESTOR REAL possessed a loaded .22 caliber American Arms handgun on Drew Street, in Los Angeles, California.

86. On December 14, 2007, by telephone using coded language, defendant S. MARTINEZ told defendant F. REAL that S. MARTINEZ had learned the identity of a witness who would be called on to testify against a Drew Street gang member known as "Fly," and that S. MARTINEZ would "get at" the witness to prevent the witness from testifying.

87. On December 15, 2007, by telephone using coded language, defendant F. REAL told defendant N. REAL that defendant RENTERIA had been caught with narcotics and arrested.

88. On December 27, 2007, defendant L. LEON sold approximately .33 grams of crack cocaine on Drew Street, in Los Angeles, California.

89. On December 27, 2007, defendants VARGAS and NIETO sold approximately .90 grams of crack cocaine on Drew Street, in Los Angeles, California.

90. On December 27, 2007, defendant GARCIA sold approximately .39 grams of crack cocaine on Drew Street, in Los Angeles, California.

91. On December 27, 2007, defendant NIETO sold approximately .98 grams of crack cocaine on Drew Street, in Los Angeles, California.

92. On December 28, 2007, defendant DIAZ sold approximately

.32 grams of crack cocaine on Estara Drive, in Los Angeles, California.

93. On December 28, 2007, defendants BORJA, OCAMPO, and R. AVILES sold approximately .94 grams of crack cocaine on Drew Street, in Los Angeles, California.

94. On January 1, 2008, by telephone using coded language, defendant F. REAL told defendant J. LEON that F. REAL was "cutting" up and selling narcotics "as always," and that their father was out selling narcotics and making money "every day."

95. On January 2, 2008, defendant GARCIA sold approximately .90 grams of crack cocaine on Drew Street, in Los Angeles, California.

96. On January 3, 2008, defendant BORJA sold approximately 1.46 grams of crack cocaine on Drew Street, in Los Angeles, California.

97. On January 4, 2008, defendant NIETO and a juvenile co-conspirator sold approximately 3.9 grams of crack cocaine and approximately 1.08 grams of methamphetamine on Drew Street, in Los Angeles, California.

98. On January 4, 2008, defendant BORJA sold approximately 1.29 grams of crack cocaine on Drew Street, in Los Angeles, California.

99. On January 9, 2008, defendant BORJA sold approximately 1.49 grams of crack cocaine on Estara Street, in Los Angeles, California.

100. On January 10, 2008, defendant DIAZ sold approximately 1.26 grams of crack cocaine on Estara Street, in Los Angeles, California.

101. On January 10, 2008, defendant L. LEON sold approximately 2.28 grams of crack cocaine on Drew Street, in Los Angeles, California.

102. On January 11, 2008, defendant F. REAL directed J.R., defendant VENANCIO, and other Drew Street gang members to conduct a home-invasion robbery of a residence located at 240 South Avenue 54, Los Angeles, California.

103. On January 11, 2008, defendant VENANCIO, J.R., and other unidentified Avenues and Drew Street gang members wore ski masks and bandanas, carried firearms, and invaded a residence located at 240 South Avenue 54, Los Angeles, California, in order to conduct a robbery, before one of the victims shot and killed Ruiz during the course of the robbery.

104. On January 11, 2008, by telephone using coded language, defendant S. MARTINEZ told an unindicted co-conspirator that defendant F. REAL was holding money for S. MARTINEZ while S. MARTINEZ was incarcerated, and S. MARTINEZ then used the telephone to speak to a small child in order to teach the child to yell, "Fuck a nigger!"

105. On January 12, 2008, by telephone using coded language, defendant F. REAL told defendant J. LEON that their fellow Avenues and Drew Street gang member J.R. had been killed during the robbery on January 11, 2008, and that F. REAL knew the identity of the person who had killed Ruiz, but F. REAL did not want to say the name over the telephone.

106. On January 17, 2008, defendant O. HERNANDEZ sold approximately .73 grams of crack cocaine on Estara Avenue, in Los Angeles, California.

107. On January 17, 2008, defendant DIAZ and a juvenile co-conspirator sold approximately 1.03 grams of crack cocaine on Estara Avenue, in Los Angeles, California.

108. On January 18, 2008, defendants VENCES and CRUZ sold approximately .68 grams of crack cocaine on Drew Street, in Los Angeles, California.

109. On January 23, 2008, defendants VENCES and CRUZ sold approximately .46 grams of crack cocaine on Drew Street, in Los Angeles, California.

110. On January 23, 2008, defendants DEJESUS-CERVANTES and SOLARZANO sold approximately 1.40 grams of crack cocaine on Drew Street, in Los Angeles, California.

111. On January 23, 2008, defendant JESUS MARTINEZ sold approximately 2.57 grams of crack cocaine on Drew Street, in Los Angeles, California.

112. On January 26, 2008, by telephone using coded language, defendant FAJARDO told defendant F. REAL that F. REAL's narcotics supplier had arrived.

113. On January 27, 2008, defendant SEGURA attempted to flee from law enforcement officers with .08 grams of methamphetamine in his possession.

114. On January 28, 2008, by telephone, defendant S. MARTINEZ told an unindicted co-conspirator that defendant J. LEON had hired an attorney to represent all of the Avenues and Drew Street gang members who had been charged with having committed the home-invasion robbery they committed on November 26, 2007, and S. MARTINEZ said that the attorney would ask for the case to be dismissed the following week, which was after the witnesses

were scheduled to identify them as the robbers.

115. On January 30, 2008, defendant DIAZ and an unindicted co-conspirator sold approximately 1.42 grams of crack cocaine on Estara Avenue, in Los Angeles, California.

116. On January 30, 2008, defendant R. AVILES sold approximately .67 grams of crack cocaine on Drew Street, in Los Angeles, California.

117. On January 30, 2008, defendant NESTOR REAL sold approximately 1.38 grams of crack cocaine on Drew Street, in Los Angeles, California.

118. On January 30, 2008, defendant FAJARDO told defendant F. REAL that defendant CATALAN had been trying to contact F. REAL, and F. REAL directed FAJARDO to tell CATALAN that F. REAL needed a quantity of narcotics, and FAJARDO asked F. REAL if the amount indicated would be enough.

119. On January 31, 2008, defendant BORJA sold approximately .62 grams of crack cocaine on Drew Street, in Los Angeles, California.

120. On February 1, 2008, by telephone using coded language, defendant FLOREZ asked defendant F. REAL if F. REAL had narcotics available, and F. REAL told FLOREZ that he did.

121. On February 1, 2008, defendant F. REAL maintained a bullet-proof vest and numerous rounds of ammunition at his residence on Drew Street.

122. On February 1, 2008, by telephone using coded language, defendant F. REAL told defendant N. PEREZ that law enforcement had been active in the Drew Street area and had seized one of his bullet-proof vests and ammunition.

123. On February 2, 2008, by telephone using coded language, defendant F. REAL directed defendant FAJARDO to pay $2000 to defendant CAMPOS.

124. On February 2, 2008, by telephone using coded language, defendant F. REAL directed Joanna Fuerte to deliver $1500 to an unidentified co-conspirator who would be delivering narcotics, and Joanna Fuerte agreed to do so.

125. On February 2, 2008, by telephone using coded language, defendant F. REAL spoke to defendant TALAMANTE in order to persuade TALAMANTE to assist F. REAL in intimidating the witnesses against Drew Street gang members J. LEON, S. MARTINEZ, and LARA.

126. On February 2, 2008, by telephone using coded language, defendant F. REAL arranged to meet with defendant TALAMANTE and several unidentified co-conspirators at TALAMANTE's residence and then move to another, unidentified location.

127. On February 2, 2008, by telephone using coded language, defendant FAJARDO asked defendant F. REAL for access to a storage location in order to store narcotics.

128. On February 3, 2008, by telephone using coded language, defendant F. REAL told defendant TALAMANTE that F. REAL had organized co-conspirators to await their direction.

129. On February 5, 2008, by telephone using coded language, defendant VENCES asked defendant F. REAL if F. REAL could distribute more narcotics to VENCES in addition to the narcotics that F. REAL provided to him the previous day.

130. On February 4, 2008, defendant ORROSTIETA and an unindicted co-conspirator robbed S.L. when S.L. drove her car

into the area controlled by the Drew Street gang.

131. On February 4, 2008, by telephone using coded language, defendant F. REAL told defendant TRETO that he had crack cocaine available, and TRETO stated that he would collect his money to purchase crack cocaine from F. REAL.

132. On February 4, 2008, by telephone using coded language, defendant LEMUS told defendant F. REAL that LEMUS was going to send defendant CRUZ to deliver a payment of $300 to F. REAL.

133. On February 5, 2008, defendant DIAZ sold approximately 1.33 grams of crack cocaine on Drew Street, in Los Angeles, California.

134. On February 5, 2008, by telephone using coded language, defendant F. REAL told defendant N. PEREZ that the Drew Street gang had recruited defendant LOPEZ into the Drew Street gang and that they were going to "jump" him into the gang that day.

135. On February 5, 2008, defendant F. REAL told defendant TALAMANTE that the victims of the November 26, 2007 robbery would be present at a police "line-up" to identify the perpetrators of the crime, and TALAMANTE told F. REAL that he had already directed the victims that they would not be permitted to identify defendants J. LEON, S. MARTINEZ, or LARA.

136. On February 5, 2008, by telephone using coded language, defendant F. REAL again directed defendant TALAMANTE to instruct the victims of the November 26, 2007 robbery that they were to "keep their mouths shut" and not identify any of the Avenues and Drew Street gang members at the lineup later that day

or F. REAL would retaliate against them, and TALAMANTE said he would deliver the message to the victims and inform F. REAL if any indicated they would not comply.

137. On February 5, 2008, by telephone using coded language, defendant TALAMANTE told defendant F. REAL that he had instructed the victims that they were not to attend the lineup and that there would be trouble for them if they went, and F. REAL stated that the victims were not to identify anyone at the lineup, that F. REAL would know the outcome of the lineup by 7:30 p.m. that night, and that if any witness identified any of the Drew Street gang members at the lineup, then F. REAL's "people" would "take care of them."

138. On February 5, 2008, by telephone using coded language, an unindicted co-conspirator advised defendant F. REAL that his "strategy" had "worked out well" because none of the victims of the November 26, 2007 robbery had identified defendant J. LEON, but that one had identified defendant LARA and the prosecution might be compelled to dismiss its case as a result, and F. REAL stated that F. REAL had done his part to achieve the result, while the unindicted co-conspirator had also done his part.

139. On February 5, 2008, by telephone using coded language, defendant F. REAL told defendant TALAMANTE that he had just been informed that the three victims of the November 26, 2007 robbery had not identified two of the three Avenues and Drew Street gang members involved in that crime and the lawyer would provide F. REAL with the name of the victim who had identified defendant LARA, and F. REAL directed TALAMANTE to reward the

victims who had complied with their direction and threaten the victim who identified LARA.

140. On February 5, 2008, defendant F. REAL drove to the residence of one of the victims of the November 26, 2007 robbery, who had previously appeared at the police lineup, and directed an unidentified co-conspirator to tell the victim that "Pancho" would retaliate against the victim and his/her family if s/he went to court again.

141. On February 6, 2008, by telephone using coded language, defendant F. REAL asked defendant LAGUNAS to identify his location and directed LAGUNAS to hide narcotics.

142. On February 8, 2008, defendant JIMENEZ possessed with the intent to distribute approximately 5.72 grams of crack cocaine.

143. On February 8, 2008, by telephone using coded language, defendant F. REAL assured defendant TRETO that F. REAL had good quality crack cocaine for distribution, and TRETO told F. REAL that he would go to F. REAL's residence immediately to collect it from F. REAL.

144. On February 9, 2008, by telephone using coded language, defendant F. REAL directed defendant FAJARDO to pay defendant CAMPOS $1000.

145. On February 9, 2008, by telephone using coded language, defendant F. REAL asked defendant DIAZ if he had sold all of the crack cocaine that had been provided to him, and DIAZ stated that he had only "three" left and would need F. REAL to provide him with more when he returned.

146. On February 9, 2008, by telephone using coded

language, defendant LEMUS told defendant F. REAL that his children were with him on the weekend and that he would deliver the "tax" payment for trafficking narcotics to F. REAL later.

147. On February 10, 2008, by telephone using coded language, defendant LAGUNAS advised defendant F. REAL that LAGUNAS was delivering narcotics for F. REAL.

148. On February 11, 2008, defendant O. MARTINEZ and three unidentified co-conspirators robbed the residents of a home located on Tonawanda Drive, in Los Angeles, California.

149. On February 12, 2008, defendant R. AVILES possessed approximately 1.68 grams of crack cocaine and fought with law enforcement officers on Drew Street, in Los Angeles, California.

150. On February 12, 2008, by telephone using coded language, defendant FLOREZ told defendant F. REAL that FLOREZ would arrive at F. REAL's residence on Drew Street to take delivery of crack cocaine if F. REAL would prepare it for FLOREZ.

151. On February 14, 2008, by telephone using coded language, defendant F. REAL asked defendant VENCES if VENCES needed additional narcotics that day, and VENCES stated that he still had some narcotics remaining but would collect money to pay F. REAL for additional amounts.

152. On February 14, 2008, by telephone using coded language, defendant F. REAL sought authorization from defendant N. PEREZ to direct an attack on rival Cypress Park gang members during a funeral proceeding, even though the Cypress Park gang was not on the Mexican Mafia "green light" list, and N. PEREZ advised that F. REAL could direct the attack.

153. On February 19, 2008, by telephone using coded

language, defendant CAMPBELL told defendant F. REAL that CAMPBELL needed to collect "tax" payments from F. REAL, and F. REAL agreed to meet CAMPBELL at the Super 8 Motel, near the Kentucky Fried Chicken restaurant on Eagle Rock Boulevard, in Los Angeles, California.

154. On February 16, 2008, by telephone using coded language, defendant JIMENEZ told defendant F. REAL that JIMENEZ only had $60 in narcotics proceeds to pay to F. REAL.

155. On February 18, 2008, by telephone using coded language, defendant JIMENEZ told defendant F. REAL that JIMENEZ would be coming to F. REAL's residence on Drew Street in order to obtain narcotics, but F. REAL told JIMENEZ that too many law enforcement officers were in the area to complete the transaction without being observed.

156. On February 18, 2008, defendant F. REAL told defendant N. PEREZ that F. REAL was anticipating an attack by rival Cypress Park gang members in order to assert their authority to distribute narcotics in the Drew Street area, and F. REAL planned an attack on the Cypress Park gang in response to the threat.

157. On February 19, 2008, prior to a February 21, 2008 attack on a rival Cypress Park gang member and LAPD officers, now-deceased Avenues and Drew Street gang member D.L., aka "Clever," told an unidentified co-conspirator that he was loading multiple firearms, and D.L. asked the unidentified co-conspirator to bring bullet-proof vests for the attack.

158. On February 20, 2008, unidentified Avenues and Drew Street gang members stood in front of the residence of D.C. and shouted racial epithets at D.C. in order to persuade D.C. to move

from Drew Street, because he is African-American.

159. On February 20, 2008, by telephone using coded language, defendant J. HERNANDEZ told defendant F. REAL that J. HERNANDEZ observed what he believed to be an undercover law enforcement vehicle in front of F. REAL's residence on Drew Street, in Los Angeles, California.

160. On February 21, 2008, by telephone using coded language, defendant M. HERNANDEZ told defendant F. REAL that he observed Avenues and Drew Street gang member D.L. with a firearm.

161. On February 21, 2008, defendants SEGURA, SERRANO, R. CARRILLO, GOMEZ, VALENCIA, and D.L. murdered rival Cypress Park gang member M.S. by shooting M.S. multiple times as he walked his two year-old granddaughter near Avenues and Drew Street gang territory.

162. On February 21, 2008, by telephone using coded language, defendant SERRANO asked defendant F. REAL to retrieve SERRANO and defendant SEGURA after the murder of M.S. and drive them from the area to a place where they could hide from police helicopters.

163. On February 21, 2008, defendant GOMEZ and D.L. attempted to kill Los Angeles Police Department officers on Drew Street by shooting at them with an assault rifle and a handgun, and defendant R. CARRILLO fled from the scene in a car.

164. On February 22, 2008, by telephone using coded language, defendant F. REAL told an unidentified co-conspirator that D.L. had been killed in the attack on LAPD officers and stated that "shit happens."

165. On February 22, 2008, by telephone using coded language, defendant F. REAL told an unidentified co-conspirator that defendant GOMEZ also had participated and been injured in the February 21, 2008 attacks with D.L. and that others had escaped, but F. REAL stated he did not want to identify these individuals over the telephone.

166. On February 22, 2008, by telephone using coded language, defendant S. MARTINEZ discussed the February 21, 2008 attacks with defendant LAGUNAS, who was present at defendant F. REAL's residence.

167. On February 22, 2008, by telephone using coded language, defendant R. CARRILLO told defendant F. REAL that R. CARRILLO was hiding from law enforcement after the February 21, 2008 attacks, and F. REAL told R. CARRILLO that law enforcement had found the weapon used in the attacks and that they should meet in person to discuss the attacks, but that R. CARRILLO should wait for F. REAL to call him and not initiate a call to F. REAL.

168. On February 22, 2008, by telephone using coded language, defendant SEGURA spoke with defendant F. REAL and discussed his participation in the murder of Cypress Park gang member M.S. with D.L., and F. REAL said that M.S. had been reported to be carrying a child when he was murdered.

169. On February 22, 2008, by telephone using coded language, defendant CARBAJAL arranged to meet with defendant TALAMANTE in order to collect a "tax" payment on behalf of defendant F. REAL.

170. On February 22, 2008, by telephone using coded

language, defendant F. REAL told defendant M. LEON that he had arranged for M. LEON and "Beto" to be smuggled into the United States from Mexico and that he had directed defendant M. HERNANDEZ to transport M. LEON's property into the United States.

171. On February 22, 2008, by telephone using coded language, defendant F. REAL directed defendant M. HERNANDEZ to assist in transporting defendant M. LEON and her property into the United States from Mexico, and M. HERNANDEZ asked F. REAL to direct defendant LAGUNAS to go to Mexico with M. HERNANDEZ to assist him.

172. On February 22, 2008, by telephone using coded language, defendant F. REAL told defendant M. LEON that he had arranged with unidentified co-conspirators for her to be transported from Mexico into the United States and advised her that she would need to be prepared to walk part of the distance.

173. On February 25, 2008, by telephone using coded language, defendant SEGURA told defendant F. REAL that, while he knew that F. REAL was probably busy preparing for his brother D.L.'s funeral, SEGURA wanted to obtain narcotics from F. REAL, and F. REAL told SEGURA that defendant JESUS MARTINEZ, JR., would distribute narcotics to SEGURA for F. REAL.

174. On February 26, 2008, by telephone using coded language, defendant R. CARRILLO told defendant F. REAL that R. CARRILLO had been apprehended by law enforcement and charged with murder, and he had been told that defendant GOMEZ had "snitched" on him, and F. REAL told R. CARRILLO to stay alert and be careful in his conversations because his calls were probably being recorded.

175. On February 26, 2008, defendants L. LEON and J. DE LA CRUZ sold approximately 1.48 grams of crack cocaine on Drew Street, in Los Angeles, California.

176. On February 26, 2008, by telephone using coded language, defendant DIAZ told defendant F. REAL that DIAZ needed more crack cocaine, and F. REAL stated that he would direct his brother, defendant JESUS MARTINEZ, JR., to deliver it immediately.

177. On February 27, 2008, defendant ORROSTIETA and an unindicted co-conspirator possessed with the intent to distribute approximately 1.7 grams of crack cocaine on Drew Street, in Los Angeles, California.

178. On February 27, 2008, defendant ORROSTIETA sold approximately 1.21 grams of crack cocaine on Drew Street, in Los Angeles, California.

179. On February 27, 2008, by telephone using coded language, defendant ORROSTIETA told defendant F. REAL that she would deliver a "tax" payment to him, and F. REAL directed her to deliver the payment to defendant CARBAJAL.

180. On February 27, 2008, defendant DIAZ sold approximately 14.36 grams of crack cocaine on Estara Avenue, in Los Angeles, California.

181. On February 27, 2008, by telephone using coded language, defendant F. REAL told an unidentified co-conspirator that he was trying to find a false identification for defendant M. LEON and that an unindicted co-conspirator would drive M. LEON from Mexico into the United States.

182. On February 27, 2008, by telephone using coded

language, defendant F. REAL advised defendant M. LEON that Daisy Valencia would drive her into the United States from Mexico in F. REAL's Toyota Camry and that an unidentified co-conspirator would smuggle "Beto" into the United States.

183. On February 28, 2008, at approximately 2:59 a.m., Daisy Valencia drove defendant M. LEON into the United States in a Toyota Camry.

184. On February 28, 2008, by telephone using coded language, an unidentified co-conspirator told defendant F. REAL that he had arranged to smuggle "Beto" into the United States for F. REAL and that he did not want another alien smuggler to transport him instead.

185. On February 28, 2008, defendants SOLARZANO and DEJESUS-CERVANTES sold approximately 3.45 grams of crack cocaine on Drew Street, in Los Angeles, California.

186. On February 28, 2008, defendants ORROSTIETA sold approximately .42 grams of crack cocaine on Drew Street, In Los Angeles, California.

187. On March 2, 2008, by telephone using coded language, defendant ORROSTIETA asked defendant F. REAL if he had received additional quantities of narcotics, and F. REAL directed her to come to his location.

188. On March 3, 2008, defendant FLOREZ sold approximately 4.03 grams of crack cocaine and approximately 5.77 grams of methamphetamine on Drew Street, in Los Angeles, California.

189. On March 3, 2008, defendants SOLARZANO and DEJESUS-CERVANTES sold approximately 3.45 grams of crack cocaine and 3.02 grams of methamphetamine on Drew Street, in Los Angeles,

California.

190. On March 4, 2008, by telephone using coded language, defendant F. REAL told an unindicted co-conspirator that he had been to her home to pay a second unindicted co-conspirator for smuggling "Beto" into the United States from Mexico and that the second unindicted co-conspirator had increased the price from $1800 to $2300, and the first unindicted co-conspirator told defendant F. REAL that her husband would not have charged him as much.

191. On March 4, 2008, by telephone using coded language, defendant F. REAL told an unindicted co-conspirator that the unindicted co-conspirator had charged F. REAL $500 more than they initially agreed to smuggle "Beto" into the United States from Mexico, and the unindicted co-conspirator asked F. REAL if F. REAL could identify an alien who had remained at her residence after being transported.

192. On March 4, 2008, by telephone using coded language, defendant F. REAL told defendant DIAZ that he would have more crack cocaine delivered to DIAZ within a few minutes.

193. On March 4, 2008, defendant L. LEON sold approximately .87 grams of crack cocaine on Drew Street, in Los Angeles, California.

194. On March 4, 2008, by telephone using coded language, defendant F. REAL told defendant VALCARCE that F. REAL could provide him with a large enough amount of narcotics to ensure that VALCARCE would not need to return to F. REAL for more.

195. On March 5, 2008, defendant FLOREZ sold approximately 5.87 grams of methamphetamine on Drew Street, in Los Angeles,

California.

196. On March 5, 2008, defendant NESTOR REAL sold approximately 5.87 grams of methamphetamine on Drew Street, in Los Angeles, California.

197. On March 5, 2008, defendants SOLARZANO and DEJESUS-CERVANTES sold approximately 1.58 grams of crack cocaine and approximately 2.41 grams of methamphetamine on Drew Street, in Los Angeles, California.

198. On March 6, 2008, defendant SOLARZANO sold approximately 1.82 grams of crack cocaine on Drew Street, in Los Angeles, California.

199. On March 7, 2008, by telephone using coded language, defendant F. REAL directed Joanna Fuerte to pay defendant CAMPOS $1500.

200. On March 9, 2008, defendant VALENCIA identified himself as an Avenues gang member at a residence in Northridge, California, and then shot J.M. and M.F., killing M.F.

201. On March 11, 2008, defendant SEGURA possessed approximately .88 grams of methamphetamine, approximately 1.23 grams of cocaine, a .25 caliber Phoenix Arms handgun and a 9 mm Jimenez Arms handgun.

202. On March 11, 2008, defendant F. REAL drove to the residence of R.G. and threatened to kill R.G. if R.G. identified defendants J. LEON, LARA, and S. MARTINEZ to law enforcement as the individuals who committed the armed home-invasion robbery on Marmion Way on November 26, 2007.

203. On March 11, 2008, by telephone using coded language, defendant CAMPBELL asked defendant F. REAL if F. REAL understood

the direction F. REAL had received from defendant N. PEREZ about the collection of "taxes," and F. REAL stated that he would do what was required the next day.

204. On March 11, 2008, by telephone using coded language, defendant F. REAL told defendant TALAMANTE that F. REAL had been in the courtroom where he expected the victims of the November 26, 2007 robbery to be present, but that he had needed to leave because of the strong law enforcement presence in the courtroom.

205. On March 11, 2008, by telephone using coded language, defendant F. REAL told defendant N. PEREZ that two "paisas" had identified defendant LARA in court as having been one of the perpetrators of the November 26, 2007 robbery, but they had not identified defendants J. LEON or S. MARTINEZ.

206. On March 11, 2008, by telephone using coded language, defendant CARBAJAL told defendant TALAMANTE that defendant F. REAL was busy at that time, but that TALAMANTE needed to call F. REAL concerning the court proceedings from earlier that day.

207. On March 11, 2008, by telephone using coded language, defendant F. REAL told defendant N. PEREZ that defendant TALAMANTE was going to speak to the victims of the November 26, 2008 robbery to convince them not to testify and that TALAMANTE would be fully responsible for the actions of the victims.

208. On March 12, 2008, by telephone using coded language, defendant F. REAL told defendant N. PEREZ that the victims of the November 26, 2007 robbery were going to testify that the police had paid them to testify falsely in court.

209. On March 12, 2008, by telephone using coded language, an unidentified co-conspirator told defendant F. REAL that

TALAMANTE had successfully persuaded the victims of the November 26, 2007 robbery not to cooperate with law enforcement against the Drew Street gang members involved in the robbery and that the victims had not understood the harm that could come to them at F. REAL's direction.

210. On March 12, 2008, defendant BORJA threatened to kill a person whom BORJA suspected to be assisting law enforcement officers while BORJA was distributing crack cocaine on Drew Street, in Los Angeles, California.

211. On March 12, 2008, defendant FLOREZ sold approximately 11.53 grams of actual methamphetamine on Drew Street, in Los Angeles, California.

212. On March 12, 2008, by telephone using coded language, defendant VALCARCE told defendant F. REAL that he needed to obtain narcotics for distribution but that he did not have money to pay F. REAL, and F. REAL told VALCARCE to contact defendant JESUS MARTINEZ, JR., and to tell JESUS MARTINEZ, JR., to provide him with narcotics and money for beer.

213. On March 12, 2008, by telephone using coded language, defendant F. REAL directed defendant JESUS MARTINEZ, JR., to provide $40 and seven "chunks" of narcotics to defendant VALCARCE.

214. On March 12, 2008, by telephone using coded language, defendant F. REAL told defendant VARGAS that F. REAL intended to collect the weekly "tax" payment from VARGAS for VARGAS' narcotics trafficking in the Drew Street area, and VARGAS arranged to meet with F. REAL to make the "tax" payment.

215. On March 13, 2008, by telephone, an unindicted co-

conspirator told defendant F. REAL that defendant J. LEON would likely be held to answer to the charges related to the November 26, 2007 robbery because the victims had appeared and identified him and that the unidentified co-conspirator and F. REAL would then need to meet and plan what they would do next.

216. On March 14, 2008, defendant O. MARTINEZ, a juvenile co-conspirator, and two unidentified co-conspirators possessed a .44 caliber Sturm Ruger handgun, with an altered serial number, and gang paraphernalia in a car on Drew Street, in Los Angeles, California.

217. On March 14, 2008, defendant F. REAL directed defendant JESUS MARTINEZ, JR., to retrieve narcotics from the residence of defendants FAJARDO and M. LEON.

218. On March 15, 2008, defendant ORROSTIETA possessed with the intent to distribute approximately 5.54 grams of crack cocaine on Drew Street, in Los Angeles, California.

219. On March 15, 2008, defendant F. REAL directed Joanna Fuerte to have defendant LAGUNAS contact F. REAL.

220. On March 17, 2008, by telephone using coded language, defendant F. REAL arranged to purchase cocaine and crack cocaine from defendant CATALAN.

221. On March 17, 2008, by telephone using coded language, defendant CATALAN advised defendant M. HERNANDEZ that CATALAN would deliver cocaine and crack cocaine for defendant F. REAL and M. HERNANDEZ, and CATALAN also told M. HERNANDEZ that defendant CAMPOS had reported to CATALAN that M. HERNANDEZ had previously been "short" in his payment for narcotics.

222. On March 17, 2008, defendant CAMPOS drove to a

residence located on Poinsettia Avenue, in Long Beach, California, and took delivery of approximately 111.9 grams of crack cocaine and approximately 27.7 grams of methamphetamine for defendant CATALAN.

223. On March 17, 2008, by telephone using coded language, defendant CAMPOS advised defendant CATALAN that law enforcement officers had seized his car with the crack cocaine and cocaine that he had attempted to deliver to defendant F. REAL and defendant M. HERNANDEZ.

224. On March 17, 2008, defendant CATALAN told defendant I. CATALAN that law enforcement officers had seized the car driven by defendant CAMPOS, and I. CATALAN asked CATALAN where the narcotics had been hidden in the car.

225. On March 17, 2008, by telephone using coded language, defendant CATALAN again discussed the narcotics seizure with defendant I. CATALAN, and defendant I. CATALAN stated that they were fortunate the officers had not searched defendant CAMPOS' person.

226. On March 17, 2008, by telephone using coded language, defendant M. HERNANDEZ asked defendant CATALAN if CATALAN had already sent defendant CAMPOS to deliver narcotics to M. HERNANDEZ, and CATALAN told M. HERNANDEZ that law enforcement had seized CAMPOS' car with the narcotics and CATALAN would need to find a different driver for the next delivery.

227. On March 17, 2008, by telephone using coded language, defendant CATALAN arranged with Jose Martinez-Madrigal to deliver narcotics with defendant CAMPOS for CATALAN, in exchange for $250.

228. On March 17, 2008, defendant CAMPOS and Jose Martinez-Madrigal transported packages containing approximately 109.8 grams of crack cocaine and labeled for delivery to defendants F. REAL and M. HERNANDEZ, as well as foil that contained approximately 17.1 grams of actual methamphetamine.

229. On March 17, 2008, by telephone using coded language, defendant CAMPOS told defendant CATALAN that law enforcement officers had stopped him again and found the narcotics, and CAMPOS warned CATALAN that law enforcement was probably watching him.

230. On March 17, 2008, by telephone using coded language, defendant CAMPOS told defendant CATALAN that law enforcement officers were going to arrest Jose Martinez-Madrigal, and that CAMPOS could not confirm whether officers had located all of the narcotics, but that law enforcement would find the remainder of the narcotics if they continued searching the car.

231. On March 17, 2008, by telephone using coded language, defendant CATALAN told defendant I. CATALAN that defendant CAMPOS had been stopped by law enforcement again and that Jose Martinez-Madrigal would be arrested because officers had found the narcotics in the car.

232. On March 19, 2008, by telephone using coded language, defendants F. REAL and CARBAJAL contacted J.A. and told J.A. that F. REAL would afford J.A. twenty-four hours to comply with F. REAL's demands for an extortion payment of $30,000 for J.A.'s tire shop, but that F. REAL already knew where to find J.A.'s other business and had already located family members of J.A., in the event that J.A. resolved not to pay F. REAL.

233. On March 19, 2008, by telephone, defendant F. REAL spoke to V., who owned the tire shop that adjoined the shop of J.A., and told V. that J.A. had until 6:00 p.m. the next day to deliver $30,000 as an extortion payment to F. REAL, either in the form of $30,000 cash or by delivering a Hummer truck to F. REAL.

234. On March 19, 2008, by telephone, F. REAL told V. that F. REAL knew who V. was, knew what he looked like and knew the car that V. drove, that F. REAL was willing to meet with V. and guarantee V.'s safety for the meeting, but that F. REAL would "hit" each of their businesses if V. and J.A. did not deliver a $30,000 extortion payment to F. REAL, and that V. and J.A. should "know the consequences" of their decision.

235. On March 19, 2008, by telephone, V. told defendant F. REAL that he did not understand why V. or J.A. had to pay F. REAL, and F. REAL stated that their businesses were in F. REAL's territory.

236. On March 19, 2008, defendants F. REAL, CARBAJAL and an unidentified co-conspirator drove to the location of J.A.'s businesses, in Los Angeles, California, told victim J.A. that F. REAL controlled the area in which the shop was located and that J.A. would be required to pay $30,000 to F. REAL or F. REAL would kill him and burn his businesses, and CARBAJAL told J.A. that he would not be permitted to call the police.

237. On March 20, 2008, by telephone using coded language, defendant F. REAL directed defendant JESUS MARTINEZ, JR., to deliver narcotics to an unidentified co-conspirator.

238. On March 21, 2008, an unidentified co-conspirator warned defendant F. REAL that a specific victim of the November

26, 2007 robbery, whom he named as "Ramon," had identified defendant F. REAL to law enforcement as having made threats to kill the victim's family if s/he went to court to testify against Avenues and Drew Street gang members and described the vehicle F. REAL used when he made the threats.

239. On March 21, 2008, by telephone using coded language, defendant F. REAL told defendant TALAMANTE that "Ramon" had identified F. REAL and his vehicle in connection with the threats that F. REAL had directed on February 5, 2008.

240. On March 21, 2008, by telephone, defendant F. REAL told defendant N. REAL that an unindicted co-conspirator had warned him that law enforcement officers were looking to arrest him for the threats he had made against a victim of the November 26, 2007 robbery, and F. REAL told N. REAL that he needed to be careful with what he was doing.

241. On March 22, 2008, by telephone using coded language, defendant F. REAL arranged to obtain firearms and large-capacity magazines, including an assault rifle with a magazine capable of holding 100 rounds of ammunition, from defendant M. CARRILLO.

242. On March 23, 2008, by telephone using coded language, defendant M. CARRILLO offered to sell defendant F. REAL a large caliber firearm with a magazine that would hold 30 rounds of ammunition for $600.

243. On March 23, 2007, by telephone using coded language, defendant F. REAL arranged to purchase an AK-47 assault rifle with two magazines from defendant M. CARRILLO.

244. On March 23, 2008, by telephone using coded language, defendant F. REAL asked defendant J. HERNANDEZ if J. HERNANDEZ

had successfully retrieved guns and ammunition, and J. HERNANDEZ told F. REAL that he had only obtained weapons for J. HERNANDEZ and defendant LAGUNAS but that he would ask the weapons supplier for more guns and magazines.

245. On March 29, 2008, defendants GANDARA and CERVANTES and an unindicted co-conspirator robbed victims K.C., A.P., and J.P. at gunpoint in the driveway of a residence located on Drew Street, in Los Angeles California.

246. On March 29, 2008, by telephone using coded language, defendant LOPEZ asked defendant F. REAL to permit LOPEZ to pay less than the full amount of the "tax" payment that LOPEZ owed because LOPEZ only had $100 at that time.

247. On April 1, 2008, defendants BORJA, SERRANO, and NESTOR REAL possessed with the intent to distribute approximately 1.21 grams of crack cocaine and approximately 76 grams of marijuana on Drew Street, in Los Angeles, California.

248. On April 9, 2008, by telephone using coded language, defendant M. LEON directed defendant J. AVILES to deliver the narcotics to M. LEON that J. AVILES would ordinarily deliver to defendant F. REAL.

249. On April 10, 2008, by telephone using coded language, defendant F. REAL directed defendant CATALAN to deliver narcotics to F. REAL that day, and CATALAN told F. REAL the amount of money F. REAL owed CATALAN for narcotics.

250. On April 10, 2008, by telephone using coded language, defendant CATALAN advised defendant I. CATALAN that CATALAN was going to deliver narcotics, and I. CATALAN asked if CATALAN would pick her up before making the delivery.

251. On April 10, 2008, defendant CATALAN possessed approximately 57.1 grams of crack cocaine in the center console area of a Nissan Maxima.

252. On April 10, 2008, defendants CATALAN and I. CATALAN possessed approximately 502.8 grams of crack cocaine; 24.1 grams of cocaine; items used to manufacture crack cocaine, including glassware, pots, and baking soda; a scale; containers; and approximately $2,310 in United States currency at a residence located on Cummings Lane, in Long Beach, California.

253. On April 11, 2008, by telephone using coded language, defendant REAL-AMPUDE told defendant F. REAL that they could not obtain narcotics from his brother, but that REAL-AMPUDE would provide a half-ounce of narcotics to F. REAL, and F. REAL said that he would contact defendant CARBAJAL to determine if they could obtain narcotics from defendant CAMPOS' sister.

254. On April 13, 2008, by telephone using coded language, defendant M. LEON told defendant F. REAL that M. LEON and an unidentified co-conspirator would retrieve narcotics for F. REAL and that M. LEON would direct defendant M. HERNANDEZ to collect money for the narcotics.

255. On April 13, 2008, by telephone using coded language, defendant F. REAL told defendant M. LEON that an unidentified co-conspirator would deliver $500 to M. LEON and that it would be the same person who had previously delivered drug proceeds for defendant SERRANO.

256. On April 13, 2008, by telephone using coded language, defendant BORJA advised defendant F. REAL that law enforcement officers were conducting surveillance from a van located in the

cemetery near Drew Street and that he would alert Avenues and Drew Street gang members about the presence of law enforcement in the area.

257. On April 14, 2008, by telephone using coded language, defendant I. CATALAN told defendant F. REAL that I. CATALAN would deliver narcotics to F. REAL on a weekly basis, instead of everyday, as defendant CATALAN had done prior to his arrest, and F. REAL told I. CATALAN to take all the narcotics to him and he would deliver the narcotics to the traffickers on Drew Street.

258. On April 16, 2008, defendant REAL-AMPUDE sold approximately .65 grams of crack cocaine on Drew Street, in Los Angeles, California.

259. On April 16, 2008, by telephone using coded language, defendant F. REAL asked defendant M. HERNANDEZ if M. HERNANDEZ was going to distribute all of the narcotics M. HERNANDEZ had obtained, and M. HERNANDEZ told F. REAL that M. HERNANDEZ had to pay his supplier but that he could provide F. REAL with some of the narcotics he had prepared.

260. On April 16, 2008, defendant SILVA sold approximately .74 grams of crack cocaine on Drew Street, in Los Angeles, California.

261. On April 17, 2008, by telephone using coded language, defendant FAJARDO told defendant F. REAL that she had paid him $2000.

262. On April 17, 2008, by telephone using coded language, defendant BORJA told defendant F. REAL that BORJA had identified a narcotics law enforcement officer conducting surveillance on Andrita Avenue, near Drew Street, and that BORJA would alert

Avenues and Drew Street gang members to the presence of law enforcement in the area.

263. On April 17, 2008, defendant SILVA sold approximately 1.84 grams of crack cocaine on Drew Street, in Los Angeles, California.

264. On April 21, 2008, defendant SILVA sold approximately 3.1 grams of crack cocaine on Drew Street, in Los Angeles, California.

265. On April 22, 2008, by telephone using coded language, defendant HUGARTE told defendant F. REAL that he was trying to obtain narcotics from F. REAL, and F. REAL stated that he was attempting to obtain narcotics for distribution.

266. On April 22, 2008, by telephone using coded language, defendant F. REAL directed defendant CARBAJAL to collect proceeds from narcotics sales and to then direct defendant FAJARDO to document those persons who had not paid.

267. On April 23, 2008, defendant J. HERNANDEZ sold approximately 3.4 grams of crack cocaine on Drew Street, in Los Angeles, California.

268. On April 24, 2008, defendant J. AVILES possessed with the intent to distribute approximately 18.87 grams of cocaine at his residence in Los Angeles, California.

269. On April 24, 2008, defendant JESUS MARTINEZ, JR., sold approximately 4.01 grams of crack cocaine on Drew Street, in Los Angeles, California.

270. On May 3, 2008, by telephone using coded language, defendant FLOREZ asked defendant F. REAL to deliver crack cocaine to Clara Campos, so that Clara Campos could sell it from a

produce truck, and FLOREZ told F. REAL that Clara Campos had money to pay F. REAL for crack cocaine.

271. On May 4, 2008, by telephone using coded language, defendant LEMUS asked defendant F. REAL to deliver crack cocaine to defendant SILVA, and F. REAL directed LEMUS to instruct SILVA to come to F. REAL's residence to obtain crack cocaine.

272. On May 5, 2008, defendants LOPEZ and L. VARGAS sold approximately .63 grams of crack cocaine on Drew Street, in Los Angeles, California.

273. On May 6, 2008, defendant LOPEZ sold approximately 3.46 grams of crack cocaine on Drew Street, in Los Angeles, California.

274. On May 12, 2008, defendant L. VARGAS sold approximately 2.86 grams of crack cocaine on Drew Street in Los Angeles, California.

275. On May 12, 2008, by telephone using coded language, Joanna Fuerte advised defendant F. REAL that Joanna Fuerte had delivered narcotics to defendant NIETO and that Joanna Fuerte had retrieved the narcotics from the refrigerator.

276. On May 15, 2008, by telephone using coded language, defendant M. HERNANDEZ asked defendant F. REAL if law enforcement officers had identified a location where they stored narcotics and ammunition, and F. REAL told M. HERNANDEZ that they had not identified the location yet.

277. On May 15, 2008, by telephone using coded language, defendant FAJARDO asked defendant F. REAL if law enforcement officers were likely to identify the location in the back of a residence where they had hidden narcotics and ammunition, and F.

REAL directed FAJARDO to send Joanna Fuerte to get a car and pick him up so that he could leave.

278. On May 15, 2008, by telephone using coded language, defendant LAGUNAS told defendant F. REAL that law enforcement officers had identified the location where they had hidden narcotics and ammunition.

279. On May 15, 2008, defendants F. REAL, JESUS MARTINEZ, JR., M. HERNANDEZ, LAGUNAS, and FAJARDO possessed approximately 46.6 grams of crack cocaine, 13 grams of methamphetamine, plastic bags, containers, digital scales, and ammunition.

280. On May 15, 2008, by telephone using coded language, defendant F. REAL asked defendant JESUS MARTINEZ, JR., where he kept his gun, because law enforcement officers were searching in the area where they maintained narcotics and ammunition, and M. HERNANDEZ asked F. REAL if he believed that law enforcement would search his residence after they identified his fingerprints on a "tupperware" container used to store narcotics.

281. On May 15, 2008, by telephone using coded language, defendant FAJARDO told defendant F. REAL that FAJARDO had removed a bag from the location where law enforcement officers were expected to search.

282. On May 17, 2008, by telephone using coded language, defendant F. REAL told defendant REAL-AMPUDE that F. REAL had obtained narcotics for distribution, and REAL-AMPUDE told F. REAL that he wanted some of the narcotics and that he would come to F. REAL's location to help him.

283. On May 22, 2008, by telephone using coded language, defendant LEMUS arranged to obtain crack cocaine from defendant

F. REAL.

284. On May 22, 2008, by telephone using coded language, defendant F. REAL directed defendant FAJARDO to deliver 32 "pieces" of crack cocaine to defendant LEMUS and advised FAJARDO that LEMUS would pay $300.

285. On May 22, 2008, defendant LEMUS possessed approximately 4.32 grams of crack cocaine and a .25 caliber handgun near Drew Street in Los Angeles, California.

THE GRAND JURY FURTHER ALLEGES THAT:

1. Beginning on a date unknown and continuing to on or about June 4, 2008, in Los Angeles County, within the Central District of California, defendants F. REAL, M. LEON, N. REAL, J. LEON, JESUS MARTINEZ, JR., L. LEON, SEGURA, VALENCIA, SERRANO, ALVARADO, BORJA, RENTERIA, S. MARTINEZ, R. CARRILLO, NESTOR REAL, TRETO, LARA, JESUS MARTINEZ, W. REAL, VARGAS, CATALAN, I. CATALAN, CAMPOS, J. HERNANDEZ, GANDARA, R. PEREZ, J. ALVARADO, O. MARTINEZ, LEMUS, CARBAJAL, L. VARGAS, HUGARTE, TALAMANTE, DIAZ, LOPEZ, M. HERNANDEZ, FLOREZ, ORROSTIETA, OCAMPO, REAL-AMPUDE, VENCES, R. AVILES, NIETO, O. HERNANDEZ, GARCIA, CRUZ, GUILLEN, SOLARZANO, J. DE LA CRUZ, MENDOZA, NAVARETTE, CERVANTES, DEJESUS-CERVANTES, FAJARDO, and others known and unknown to the Grand Jury, knowingly and intentionally conspired and agreed with each other to distribute at least 50 grams of a mixture or substance containing a detectable amount of cocaine base in the form of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States Code, Sections 846, 841(a)(1), and 841(b)(1)(A).

2. On or about December 29, 2003, in Los Angeles County, within the Central District of California, defendants F. REAL, TRETO, and J. HERNANDEZ did unlawfully, willfully, deliberately, and with premeditation kill with malice aforethought E.A., in violation of California Penal Code Sections 31, 187, and 189.

3. On or about June 30, 2007, in Los Angeles County, within the Central District of California, defendant RENTERIA did unlawfully, willfully, deliberately, and with premeditation attempt to kill with malice aforethought L.O. and R.J., in violation of California Penal Code Sections 31, 187, and 189.

4. On or about February 21, 2008, in Los Angeles County, within the Central District of California, defendants F. REAL, SERRANO, SEGURA, R. CARRILLO, GOMEZ, and VALENCIA did unlawfully, willfully, deliberately and with premeditation conspire to kill with malice aforethought rival gang member M.S., in violation of California Penal Code, Sections 21a, 31, 182, and 187.

5. On or about February 21, 2008, in Los Angeles County, within the Central District of California, defendants F. REAL and GOMEZ, willfully, deliberately, and with premeditation, unlawfully killed with malice aforethought rival gang member M.S., in violation of California Penal Code, Sections 21a, 31, 182, 187, and 189.

6. On or about February 21, 2008, in Los Angeles County, within the Central District of California, defendant GOMEZ:

a. Unlawfully did aid, abet, encourage, and otherwise participate in the unlawful attempt to kill with malice aforethought Los Angeles Police Department Officers Langarica and Baine in order to prevent the performance of Officer Langarica and Officer Baine's official duties, in violation of California Penal Code, Sections 21a, 31, 664, and 217.1(b); and

b. Unlawfully, willfully, deliberately, and with premeditation and malice aforethought, did aid, abet, advise, encourage and otherwise participate in the attempted murder of Los Angeles Police Department Officers Langarica and Baine, in violation of California Penal Code, Sections 21a, 31, 664, 187, and 189.

7. On or about March 9, 2008, in Los Angeles County, within the Central District of California, defendant VALENCIA, willfully, deliberately, and with premeditation, unlawfully killed with malice aforethought M.F., in violation of California Penal Code, Sections 21a, 31, 182, 187, and 189.

8. On or about March 9, 2008, in Los Angeles County, within the Central District of California, defendant VALENCIA, willfully, deliberately, and with premeditation, unlawfully attempted to kill with malice aforethought J.M., in violation of California Penal Code, Sections 21a, 31, 182, 187, and 189.

COUNT THREE

[18 U.S.C. § 1959(a)(1)]

1. At all times relevant to this Indictment, the Avenues gang, including its Drew Street members and associates, as described more particularly in paragraphs One through Twelve of the General Allegations, which paragraphs are incorporated and re-alleged herein as if set forth in full, constituted an enterprise as that term is defined in Title 18, United States Code, Section 1959(b)(2), that is, a group of individuals associated in fact, which was engaged in, and the activities of which affected, interstate and foreign commerce.

2. At all times relevant to this Indictment, the Avenues gang, including its Drew Street members and associates, through its members and associates, engaged in racketeering activity, as defined in Title 18, United States Code, Sections 1959(b)(1) and 1961(1), that is, acts involving murder, robbery, and extortion, in violation of the California Penal Code; the distribution of controlled substances, including cocaine base in the form of crack cocaine and methamphetamine, in violation of Title 21, United States Code, Sections 841(a)(1), 843(b), and 846; and acts indictable under Title 18, United States Code, Sections 1956 and 1957 (money laundering) and Title 18, United States Code, Section 1512 (witness tampering).

3. On or about December 29, 2003, within the Central District of California and elsewhere, for the purpose of maintaining and increasing position in the Avenues and Drew Street gang, an enterprise engaged in racketeering activity, defendants F. REAL, TRETO, and J. HERNANDEZ unlawfully and

knowingly murdered E.A., in violation of California Penal Code Sections 31 and 187, all in violation of Title 18, United States Code, Section 1959(a)(1).

COUNT FOUR

[18 U.S.C. § 1959(a)(5)]

1. Paragraphs One through Twelve of the General Allegations and Paragraphs One and Two of Count Three are hereby incorporated and re-alleged herein as if set forth in full.

2. On or about June 30, 2007, in Los Angeles County, within the Central District of California, for the purpose of maintaining and increasing position in the Avenues and Drew Street gang, an enterprise engaged in racketeering activity, defendant RENTERIA did unlawfully and knowingly attempt to murder L.O. and R.J., in violation of California Penal Code, Sections 31, 664, and 187, all in violation of Title 18, United States Code, Section 1959(a)(5).

COUNT FIVE

[18 U.S.C. § 1959(a)(3)]

1. Paragraphs One through Twelve of the General Allegations and Paragraphs One and Two of Count Three are hereby incorporated and re-alleged herein as if set forth in full.

2. On or about July 2, 2007, in Los Angeles County, within the Central District of California, for the purpose of maintaining and increasing position in the Avenues and Drew Street gang, an enterprise engaged in racketeering activity, defendant N. REAL assaulted with a dangerous weapon C.B. and V.H., in violation of California Penal Code, Section 245(a)(2), in violation of Title 18, United States Code, Section 1959(a)(3).

COUNT SIX

[18 U.S.C. § 1959(a)(3); 18 U.S.C. § 3]

1. Paragraphs One through Twelve of the General Allegations and Paragraphs One and Two of Count Three are hereby incorporated and re-alleged herein as if set forth in full.

2. On or about November 26, 2007, in Los Angeles County, within the Central District of California, for the purpose of maintaining and increasing position in the Avenues and Drew Street gang, an enterprise engaged in racketeering activity, defendants J. LEON, LARA, and S. MARTINEZ unlawfully did assault individuals with a dangerous weapon, namely, firearms, in violation of California Penal Code Sections 240, and in violation of Title 18, United States Code, Section 1959(a)(3).

3. After the commission of the above-described offense, defendants F. REAL, CARBAJAL, and TALAMANTE received, relieved, comforted, and assisted J. LEON, LARA, and S. MARTINEZ in order to hinder or prevent their apprehension, trial, or punishment, in violation of Title 18, United States Code, Section 3.

COUNT SEVEN

[18 U.S.C. § 1959(a)(5)]

1. Paragraphs One through Twelve of the General Allegations and Paragraphs One and Two of Count Three are hereby incorporated and re-alleged herein as if set forth in full.

2. On or about February 21, 2008, in Los Angeles County, within the Central District of California, for the purpose of maintaining and increasing position in the Avenues and Drew Street gang, an enterprise engaged in racketeering activity, defendants F. REAL, SERRANO, SEGURA, R. CARRILLO, GOMEZ, and VALENCIA unlawfully conspired to murder rival gang member M.S., in violation of California Penal Code, Sections 21a, 31, 182, and 187, all in violation of Title 18, United States Code, Section 1959(a)(5).

COUNT EIGHT

[18 U.S.C. § 1959(a)(1)]

1. Paragraphs One through Twelve of the General Allegations and Paragraphs One and Two of Count Three are hereby incorporated and re-alleged herein as if set forth in full.

2. On or about February 21, 2008, within the Central District of California and elsewhere, for the purpose of maintaining and increasing position in the Avenues and Drew Street gang, an enterprise engaged in racketeering activity, defendants F. REAL and GOMEZ unlawfully and knowingly murdered M.S., in violation of California Penal Code Sections 31 and 187, all in violation of Title 18, United States Code, Section 1959(a)(1).

COUNT NINE

[18 U.S.C. § 1959(a)(5)]

1. Paragraphs One through Twelve of the General Allegations and Paragraphs One and Two of Count Three are hereby incorporated and re-alleged herein as if set forth in full.

2. On or about February 21, 2008, in Los Angeles County, within the Central District of California, for the purpose of maintaining and increasing position in the Avenues and Drew Street gang, an enterprise engaged in racketeering activity, defendant GOMEZ attempted to murder Los Angeles Police Department Officers Langarica and Baine, in violation of California Penal Code, Sections 31, 664, and 187, all in violation of Title 18, United States Code, Section 1959(a)(5).

COUNT TEN

[18 U.S.C. § 1959(a)(1)]

1. Paragraphs One through Twelve of the General Allegations and Paragraphs One and Two of Count Three are hereby incorporated and re-alleged herein as if set forth in full.

2. On or about March 9, 2007, within the Central District of California and elsewhere, for the purpose of maintaining and increasing position in the Avenues and Drew Street gang, an enterprise engaged in racketeering activity, defendant VALENCIA unlawfully, willfully, deliberately, and with premeditation killed with malice aforethought M.F., in violation of California Penal Code Sections 31, 187, and 189, all in violation of Title 18, United States Code, Section 1959(a)(1).

COUNT ELEVEN

[18 U.S.C. § 1959(a)(5)]

1. Paragraphs One through Twelve of the General Allegations and Paragraphs One and Two of Count Three are hereby incorporated and re-alleged herein as if set forth in full.

2. On or about March 9, 2008, in Los Angeles County, within the Central District of California, for the purpose of maintaining and increasing position in the Avenues and Drew Street gang, an enterprise engaged in racketeering activity, defendant VALENCIA did attempt to murder J.M., in violation of California Penal Code, Sections 31, 664, and 187, all in violation of Title 18, United States Code, Section 1959(a)(5).

COUNT TWELVE

[18 U.S.C. § 1959(a)(3)]

1. Paragraphs One through Twelve of the General Allegations and Paragraphs One and Two of Count Three are hereby incorporated and re-alleged herein as if set forth in full.

2. On or about March 29, 2008, in Los Angeles County, within the Central District of California, for the purpose of maintaining and increasing position in the Avenues and Drew Street gang, an enterprise engaged in racketeering activity, defendants GANDARA and CERVANTES unlawfully did assault individuals with a dangerous weapon, namely, firearms, in violation of California Penal Code Sections 240, and in violation of Title 18, United States Code, Section 1959(a)(3).

COUNT THIRTEEN

[21 U.S.C. §§ 846, 841(a)(1), 841(b)(1)(A), 841(b)(1)(B)]

1. Paragraphs One through Twelve of the Introductory Allegations are re-alleged and incorporated herein by reference as though fully set forth herein.

A. OBJECTS OF THE CONSPIRACY

Beginning on a date unknown, and continuing to on or about June 4, 2008, in Los Angeles County, within the Central District of California, and elsewhere, defendants F. REAL, M. LEON, N. REAL, J. LEON, JESUS MARTINEZ, JR., L. LEON, SEGURA, VALENCIA, SERRANO, ALVARADO, M. CARRILLO, BORJA, RENTERIA, S. MARTINEZ, R. CARRILLO, NESTOR REAL, TRETO, LARA, JESUS MARTINEZ, W. REAL, VARGAS, CATALAN, I. CATALAN, CAMPOS, J. HERNANDEZ, GANDARA, R. PEREZ, J. ALVARADO, O. MARTINEZ, CARBAJAL, HUGARTE, JOSE MARTINEZ-MADRIGAL, aka "Pepito" ("JOSE MARTINEZ"), TALAMANTE, DIAZ, ORROSTIETA, LOPEZ, FLOREZ, OCAMPO, REAL-AMPUDE, VENCES, R. AVILES, J. AVILES, CRUZ, GUILLEN, SOLARZANO, MENDOZA, NAVARETTE, CERVANTES, DEJESUS-CERVANTES, CLARA CAMPOS ("C. CAMPOS"), FAJARDO, SILVA, JOANNA FUERTE ("FUERTE") and others known and unknown to the Grand Jury, knowingly and intentionally conspired and agreed with each other to commit the following offenses:

1. To distribute 50 grams or more of a mixture or substance containing a detectable amount of cocaine base in the form of crack cocaine ("crack cocaine"), in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A)(iii);

2. To distribute 5 grams or more of a mixture or substance containing a detectable amount of crack cocaine, a schedule II controlled substance, in violation of Title 21, United States

Code, Sections 841(a)(1) and 841(b)(1)(B)(iii); and

3. To distribute 500 grams or more of a mixture or substance containing a detectable amount of cocaine, a schedule II narcotic drug controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B)(ii).

4. To distribute 50 grams or more of actual methamphetamine, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A)(viii); and

5. To distribute 5 grams or more of actual methamphetamine, a schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B)(viii).

B. MEANS BY WHICH THE OBJECTS OF THE CONSPIRACY WERE TO BE ACCOMPLISHED

The objects of the conspiracy were to be accomplished in substance as follows:

1. Defendants F. REAL, M. LEON, JESUS MARTINEZ, JR., M. HERNANDEZ, and others would obtain crack cocaine, methamphetamine, and cocaine from defendants CATALAN, I. CATALAN, CAMPOS, and other suppliers.

2. Defendants F. REAL, M. LEON, JESUS MARTINEZ, JR., and others would provide quantities of crack cocaine, methamphetamine, and cocaine for distribution to defendants N. REAL, J. LEON, L. LEON, SEGURA, VALENCIA, SERRANO, ALVARADO, M. CARRILLO, BORJA, RENTERIA, S. MARTINEZ, R. CARRILLO, NESTOR REAL, TRETO, LARA, JESUS MARTINEZ, W. REAL, VARGAS, J. HERNANDEZ, GANDARA, R. PEREZ, J. ALVARADO, O. MARTINEZ, CARBAJAL, HUGARTE, JOSE MARTINEZ, TALAMANTE, DIAZ, ORROSTIETA, LOPEZ, FLOREZ, OCAMPO, REAL-AMPUDE, VENCES, R. AVILES, CRUZ, GUILLEN, SOLARZANO,

MENDOZA, NAVARETTE, DEJESUS-CERVANTES, C. CAMPOS, FAJARDO, SILVA, and others.

3. Defendants N. REAL, J. LEON, JESUS MARTINEZ, JR., L. LEON, SEGURA, VALENCIA, SERRANO, ALVARADO, M. CARRILLO, BORJA, RENTERIA, S. MARTINEZ, R. CARRILLO, NESTOR REAL, TRETO, LARA, JESUS MARTINEZ, W. REAL, VARGAS, CATALAN, I. CATALAN, CAMPOS, J. HERNANDEZ, GANDARA, R. PEREZ, J. ALVARADO, O. MARTINEZ, CARBAJAL, HUGARTE, JOSE MARTINEZ, TALAMANTE, DIAZ, ORROSTIETA, LOPEZ, FLOREZ, OCAMPO, REAL-AMPUDE, VENCES, R. AVILES, CRUZ, GUILLEN, SOLARZANO, MENDOZA, NAVARETTE, DEJESUS-CERVANTES, C. CAMPOS, FAJARDO, SILVA, FUERTE, and others would distribute crack cocaine, methamphetamine, and cocaine in the area controlled by the Avenues and Drew Street gang.

4. Defendants F. REAL, JESUS MARTINEZ, JR., ALVARADO, CARBAJAL, and others would extort "tax" payments from narcotics traffickers in the area controlled by the Avenues and Drew Street gang.

5. Defendant F. REAL and JESUS MARTINEZ, JR. would deliver to defendants CAMPBELL and SEGURA payment for a portion of the "taxes" owed by F. REAL and the Avenues and Drew Street gang to the Mexican Mafia.

6. Defendants F. REAL, LAGUNAS, and others would obtain firearms from defendant M. CARRILLO and others and provide them to Avenues and Drew Street gang members in order to enforce the authority of the Avenues and Drew Street gang to distribute narcotics in the area controlled by the gang.

7. Defendants F. REAL, SERRANO, SEGURA, R. CARRILLO, R. PEREZ, GOMEZ, VALENCIA, and CERVANTES would use firearms to

threaten, retaliate against, attempt to kill, and kill rival gang members, law enforcement officers, and potential witnesses of criminal activities committed by Avenues or Drew Street gang members in order to enforce the authority of the gang.

8. Defendant F. REAL would obtain information about the identities of victims and witnesses who might testify or provide information to law enforcement about crimes committed by members of the Avenues and Drew Street gang.

9. Defendants F. REAL, CARBAJAL, TALAMANTE, and others would threaten victims and potential witnesses in order to prevent them from testifying or cooperating with law enforcement about the crimes of the Avenues and Drew Street gang.

10. Defendant F. REAL would recruit juveniles and direct their initiation into the Avenues and Drew Street gang.

C. OVERT ACTS

In furtherance of the conspiracy, and to accomplish the objects of the conspiracy, defendants F. REAL, M. LEON, N. REAL, J. LEON, JESUS MARTINEZ, JR., L. LEON, SEGURA, VALENCIA, SERRANO, ALVARADO, M. CARRILLO, BORJA, RENTERIA, S. MARTINEZ, R. CARRILLO, NESTOR REAL, TRETO, LARA, JESUS MARTINEZ, W. REAL, VARGAS, CATALAN, I. CATALAN, CAMPOS, J. HERNANDEZ, GANDARA, R. PEREZ, J. ALVARADO, O. MARTINEZ, CARBAJAL, HUGARTE, JOSE MARTINEZ, TALAMANTE, DIAZ, ORROSTIETA, LOPEZ, FLOREZ, OCAMPO, REAL-AMPUDE, VENCES, R. AVILES, J. AVILES, CRUZ, GUILLEN, SOLARZANO, MENDOZA, NAVARETTE, CERVANTES, DEJESUS-CERVANTES, C. CAMPOS, FAJARDO, SILVA, FUERTE, and others known and unknown to the Grand Jury committed various overt acts, within the Central District of California and elsewhere, including overt acts numbered 1 through

285 as set forth in Count Two and hereby incorporated by reference, on or about the dates specified therein.

COUNT FOURTEEN

[21 U.S.C. §§ 841(a)(1), 841(b)(1)(B)(iii)]

On or about April 7, 2007, in Los Angeles County, within the Central District of California, defendant JUAN HUGARTE, also known as "Kano," knowingly and intentionally possessed with the intent to distribute more than 5 grams, that is, approximately 8.91 grams, of cocaine base in the form of crack cocaine, a schedule II narcotic drug controlled substance.

COUNT FIFTEEN

[21 U.S.C. §§ 841(a)(1), 841(b)(1)(B)(iii)]

On or about September 3, 2007, in Los Angeles County, within the Central District of California, defendant ERIC ALVARADO, also known as ("aka") "Chito," and defendant NOE SEGURA, aka "Muerto," knowingly and intentionally possessed with the intent to distribute more than 5 grams, that is, approximately 9.65 grams, of cocaine base in the form of crack cocaine, a schedule II narcotic drug controlled substance.

COUNT SIXTEEN

[21 U.S.C. §§ 841(a)(1), 841(b)(1)(B)(iii)]

On or about September 12, 2007, in Los Angeles County, within the Central District of California, defendant JURY DANIEL VARGAS, also known as "Danny Boy," knowingly and intentionally possessed with the intent to distribute more than 5 grams, that is, approximately 10.55 grams, of cocaine base in the form of crack cocaine, a schedule II narcotic drug controlled substance.

COUNT SEVENTEEN

[21 U.S.C. §§ 841(a)(1), 841(b)(1)(B)(iii)]

On or about October 18, 2007, in Los Angeles County, within the Central District of California, defendants WILLIAM REAL, also known as ("aka") "Plucky," GUILLERMO OCAMPO, aka "Slim," and JONATHAN MENDOZA, aka "Johnny," knowingly and intentionally possessed with the intent to distribute more than 5 grams, that is, approximately 5.45 grams, of cocaine base in the form of crack cocaine, a schedule II narcotic drug controlled substance.

COUNT EIGHTEEN

[21 U.S.C. §§ 841(a)(1), 841(b)(1)(B)(iii)]

On or about November 16, 2007, in Los Angeles County, within the Central District of California, defendant HECTOR NAVARETTE knowingly and intentionally distributed more than 5 grams, that is, approximately 8.67 grams, of cocaine base in the form of crack cocaine, a schedule II narcotic drug controlled substance.

COUNT NINETEEN

[21 U.S.C. §§ 841(a)(1), 841(b)(1)(B)(iii)]

On or about February 8, 2008, in Los Angeles County, within the Central District of California, defendant RIGOBERTO JIMENEZ, also known as "Bully," knowingly and intentionally distributed more than 5 grams, that is, approximately 5.72 grams, of cocaine base in the form of crack cocaine, a schedule II narcotic drug controlled substance.

COUNT TWENTY

[21 U.S.C. §§ 841(a)(1), 841(b)(1)(B)(iii)]

On or about February 27, 2008, in Los Angeles County, within the Central District of California, defendant SERGIO DIAZ knowingly and intentionally distributed more than 5 grams, that is, approximately 14.36 grams, of cocaine base in the form of crack cocaine, a schedule II narcotic drug controlled substance.

COUNT TWENTY-ONE

[21 U.S.C. §§ 841(a)(1), 841(b)(1)(B)(viii)]

On or about March 3, 2008, in Los Angeles County, within the Central District of California, defendants NAZARIO FLOREZ and CARLOS DEJESUS-CERVANTES knowingly and intentionally distributed more than 5 grams, that is, approximately 5.77 grams, of actual methamphetamine, a schedule II controlled substance.

COUNT TWENTY-TWO

[21 U.S.C. §§ 841(a)(1), 841(b)(1)(B)(viii)]

On or about March 5, 2008, in Los Angeles County, within the Central District of California, defendant NAZARIO FLOREZ knowingly and intentionally distributed more than 5 grams, that is, approximately 5.87 grams, of actual methamphetamine, a schedule II controlled substance.

COUNT TWENTY-THREE

[21 U.S.C. §§ 841(a)(1), 841(b)(1)(B)(viii)]

On or about March 5, 2008, in Los Angeles County, within the Central District of California, defendant NESTOR REAL, also known as "Sparky," knowingly and intentionally distributed more than 5 grams, that is, approximately 7.04 grams, of actual methamphetamine, a schedule II controlled substance.

COUNT TWENTY-FOUR

[21 U.S.C. §§ 841(a)(1), 841(b)(1)(B)(viii)]

On or about March 12, 2008, in Los Angeles County, within the Central District of California, defendant NAZARIO FLOREZ knowingly and intentionally distributed more than 5 grams, that is, approximately 11.53 grams, of actual methamphetamine, a schedule II controlled substance.

COUNT TWENTY-FIVE

[21 U.S.C. §§ 841(a)(1), 841(b)(1)(A)(iii)]

On or about March 17, 2008, in Los Angeles County, within the Central District of California, defendants FRANCISCO REAL, also known as ("aka") "Pancho," MIGUEL HERNANDEZ, aka "Pelicano," LENNIN CATALAN, and FRANCISCO CAMPOS, also known as "Kiko," knowingly and intentionally possessed with the intent to distribute more than 50 grams, that is, approximately 111.9 grams, of cocaine base in the form of crack cocaine, a schedule II narcotic drug controlled substance.

COUNT TWENTY-SIX

[21 U.S.C. §§ 841(a)(1), 841(b)(1)(A)(iii)]

On or about April 10, 2008, in Los Angeles County, within the Central District of California, defendants LENNIN CATALAN and IMELDA CATALAN knowingly and intentionally possessed with the intent to distribute more than 50 grams, that is, approximately 502.8 grams, of cocaine base in the form of crack cocaine, a schedule II narcotic drug controlled substance.

COUNT TWENTY-SEVEN

[18 U.S.C. §§ 371, 1512(a)(2)]

A. OBJECT OF THE CONSPIRACY

Beginning on a date unknown and continuing to on or about June 4, 2008, in Los Angeles County, within the Central District of California, defendants FRANCISCO REAL, also known as ("aka") "Pancho" ("F. REAL"), SERGIO MARTINEZ, aka "Bird" (S. MARTINEZ), RAUL CARBAJAL, aka "Raton" ("CARBAJAL"), FELIPE TALAMANTE ("TALAMANTE"), and others known and unknown to the Grand Jury, conspired and agreed with each other to use physical force or the threat of physical force against a person with the intent to influence, delay, or prevent the testimony of another person in an official proceeding; cause that person to withhold testimony or be absent from an official proceeding; or hinder, delay, or prevent the communication to a law enforcement officer or judge of the United States of information related to the commission or possible commission of a federal offense, in violation of Title 18, United States Code, Section 1512(a)(2).

B. MEANS BY WHICH THE OBJECT OF THE CONSPIRACY WAS TO BE ACCOMPLISHED

The object of the conspiracy was to be accomplished in substance as follows:

1. Defendants F. REAL and S. MARTINEZ would obtain information about the identities of witnesses who could offer information about crimes committed by Avenues and Drew Street gang members.

2. Defendant F. REAL would direct defendant TALAMANTE to communicate threats of physical harm to the witnesses in order to

prevent them from providing information to law enforcement officers about crimes committed by members of the Avenues and Drew Street gang.

3. Defendants F. REAL, CARBAJAL, and TALAMANTE would threaten witnesses in order to prevent them from cooperating with law enforcement.

C. OVERT ACTS

In furtherance of the conspiracy and to accomplish the objects of the conspiracy, defendants F. REAL, CARBAJAL, TALAMANTE, and others known and unknown to the Grand Jury committed various overt acts, within the Central District of California, including overt acts numbered 1 through 285 as set forth in Count Two and hereby incorporated by reference, on or about the dates specified therein.

COUNT TWENTY-EIGHT

[18 U.S.C. § 1512(a)(2)]

On or about February 5, 2008, in Los Angeles County, within the Central District of California, defendants FRANCISCO REAL, also known as ("aka") "Pancho," and FELIPE TALAMANTE knowingly attempted to use physical force or the threat of physical force, with the intent to influence, delay, or prevent the testimony of another person in an official proceeding; cause or induce a person to withhold testimony from an official proceeding; or hinder, delay, or prevent the communication to a law enforcement officer or judge of the United States of information related to the commission or possible commission of a federal offense.

COUNT TWENTY-NINE

[18 U.S.C. § 1512(a)(2)]

On or about March 11, 2008, in Los Angeles County, within the Central District of California, defendants FRANCISCO REAL, also known as ("aka") "Pancho," RAUL CARBAJAL, and FELIPE TALAMANTE knowingly attempted to use physical force or the threat of physical force, with the intent to influence, delay, or prevent the testimony of another person in an official proceeding; cause or induce a person to withhold testimony from an official proceeding; or hinder, delay, or prevent the communication to a law enforcement officer or judge of the United States of information related to the commission or possible commission of a federal offense.

COUNT THIRTY

[18 U.S.C. § 922(g)(1)]

On or about September 3, 2007, in Los Angeles County, within the Central District of California, defendant ERIC ALVARADO, also known as "Chito" ("ALVARADO"), knowingly possessed a firearm, namely, a Ruger P89 9 mm handgun, serial number 31048767, in and affecting interstate and foreign commerce.

Such possession occurred after defendant ALVARADO had been convicted of at least one of the following crimes punishable by imprisonment for a term exceeding one year:

1. Possession of a Controlled Substance, in violation of California Penal Code Section 11350, in the Los Angeles Superior Court, Case Number BA247649, on or about May 23, 2003;

2. Possession of a Controlled Substance for Sale, in violation of California Health and Safety Code Section 11351, in the Los Angeles Superior Court, Case Number BA247649, on or about September 5, 2003;

3. Obstructing/Resisting an Executive Officer, in violation of California Penal Code Section 69, in the Los Angeles Superior Court, Case Number BA24836, on or about September 5, 2003.

COUNT THIRTY-ONE

[18 U.S.C. § 922(g)(1)]

On or about September 13, 2007, in Los Angeles County, within the Central District of California, defendant FRANCISCO REAL, also known as "Pancho" ("F. REAL"), knowingly possessed at least one of the following firearms and ammunition: an Ithaca 12-gauge shotgun, serial number 371731806; an SKS 7.62 assault rifle, serial number 20018586; an SKS 7.62 assault rifle, serial number 00741; a Marlin 30-30 rifle, serial number 20017834; and 313 rounds of ammunition, in and affecting interstate and foreign commerce.

Such possession occurred after defendant F. REAL had been convicted of at least one of the following crimes punishable by imprisonment for a term exceeding one year:

1. Bringing in and Harboring Aliens, in violation of Title 8, United States Code, Section 1324, in the Central District of California, Case Number 58081198, on or about December 12, 2001;

2. Accessory to Murder, in violation of California Penal Code Section 32, in Los Angeles County Superior Court, Case Number BA26351502, on or about September 13, 2007.

COUNT THIRTY-TWO

[18 U.S.C. § 922(g)(1)]

On or about November 26, 2007, in Los Angeles County, within the Central District of California, defendants JOSE LEON, also known as ("aka") "Nene" ("J. LEON"), and SERGIO MARTINEZ, aka "Bird" ("S. MARTINEZ"), knowingly possessed at least one of the following firearms: a SWD–11 9 mm assault rifle, serial number 890008760; and a Ruger P85 9 mm handgun, serial number 30123669, in and affecting interstate and foreign commerce.

Such possession occurred after defendant J. LEON had been convicted of at least one of the following crimes punishable by imprisonment for a term exceeding one year: (1) Possession of Cocaine Base for Sale, in violation of California Health & Safety Code Section 11359; (2) Possession of Marijuana for Sale, in violation of California Health & Safety Code Section 11351; (3) Possession of a Controlled Substance, in violation of California Health & Safety Code Section 12280B; (4) Possession of an Assault Weapon, in violation of California Penal Code Section 12303.2; and (5) Possession of an Explosive Device, in violation of California Penal Code Section 11378, all in the Los Angeles Superior Court, Case Number BA238503, on or about February 19, 2003.

Such possession also occurred after defendant S. MARTINEZ had been convicted of at least one of the following crimes punishable by imprisonment for a term exceeding one year: (1) Possession of a Controlled Substance for Sale, in violation of California Health & Safety Code Section 11378; and (2) Transportation of a Controlled Substance, in violation of

California Health and Safety Code Section 11352A, both in the Los Angeles Superior Court, Case Number BA28035603, on or about December 10, 2004.

COUNT THIRTY-THREE

[18 U.S.C. § 922(g)(5)]

On or about September 12, 2007, in Los Angeles County, within the Central District of California, defendant JURY DANIEL VARGAS, also known as "Danny Boy," who was then an alien illegally and unlawfully in the United States, knowingly possessed at least one of the following firearms: a Glock 21 9 mm handgun, serial number CWM007; and a Bryco .380 caliber semi-automatic handgun, serial number 1224089, in and affecting interstate and foreign commerce.

COUNT THIRTY-FOUR

[18 U.S.C. § 924(c)]

On or about September 3, 2007, in Los Angeles County, within the Central District of California, defendant ERIC ALVARADO, also known as "Chito," knowingly possessed a firearm, namely, a loaded Ruger P89 9 mm handgun, serial number 31048767, during and in relation to, and in furtherance of, a drug trafficking crime, namely, conspiracy to distribute cocaine base in the form of crack cocaine, a schedule II narcotic drug controlled substance, in violation of Title 21, United States Code, Sections 846 and 841(a)(1), and a crime of violence, namely, the racketeering offense set forth in Count One of this Indictment, a violation of Title 18, United States Code, Section 1962(c), and the racketeering conspiracy set forth on Count Two of this Indictment, a violation of Title 18, United States Code, Section 1962(d).

COUNT THIRTY-FIVE

[18 U.S.C. § 924(c)]

On or about September 12, 2007, in Los Angeles County, within the Central District of California, defendant JURY DANIEL VARGAS, also known as "Danny Boy," knowingly possessed firearms, namely, a loaded Glock 21 9 mm handgun, serial number CWM007, and a loaded Smith and Wesson .40 caliber handgun, serial number PBP0709, during and in relation to, and in furtherance of, a drug trafficking crime, namely, conspiracy to distribute cocaine base in the form of crack cocaine, a schedule II narcotic drug controlled substance, in violation of Title 21, United States Code, Sections 846 and 841(a)(1), and a crime of violence, namely, the racketeering offense set forth in Count One of this Indictment, a violation of Title 18, United States Code, Section 1962(c), and the racketeering conspiracy set forth on Count Two of this Indictment, a violation of Title 18, United States Code, Section 1962(d).

COUNT THIRTY-SIX

[18 U.S.C. § 924(c)]

On or about September 13, 2007, in Los Angeles County, within the Central District of California, defendant FRANCISCO REAL, also known as "Pancho," knowingly possessed firearms, namely, a loaded SKS assault rifle, serial number 20018586; a loaded SKS assault rifle, serial number 00741; a loaded Ithaca 12-gauge shotgun, serial number 371731806; a Marlin 30-30 rifle, serial number 20017834; and a loaded Ruger revolver, serial number 48-25971, during and in relation to, and in furtherance of, a drug trafficking crime, namely, conspiracy to distribute cocaine base in the form of crack cocaine, a schedule II narcotic drug controlled substance, in violation of Title 21, United States Code, Sections 846 and 841(a)(1), and a crime of violence, namely, the racketeering offense set forth in Count One of this Indictment, a violation of Title 18, United States Code, Section 1962(c), and the racketeering conspiracy set forth in Count Two of this Indictment, a violation of Title 18, United States Code, Section 1962(d).

COUNT THIRTY-SEVEN

[18 U.S.C. § 924(c)]

On or about October 18, 2007, in Los Angeles County, within the Central District of California, defendant WILLIAM REAL, also known as ("aka") "Plucky," GUILLERMO OCAMPO, aka "Slim," and JONATHAN MENDOZA, aka "Johnny," knowingly possessed firearms, namely, a loaded Harrington and Richardson .32 caliber revolver, serial number 454990, during and in relation to, and in furtherance of, a drug trafficking crime, namely, conspiracy to distribute cocaine base in the form of crack cocaine, a schedule II narcotic drug controlled substance, and conspiracy to distribute methamphetamine, a schedule II controlled substance, in violation of Title 21, United States Code, Sections 846 and 841(a)(1), and a crime of violence, namely, the racketeering offense set forth in Count One of this Indictment, a violation of Title 18, United States Code, Section 1962(c), and the racketeering conspiracy set forth in Count Two of this Indictment, a violation of Title 18, United States Code, Section 1962(d).

COUNT THIRTY-EIGHT

[18 U.S.C. § 924(c)]

On or about November 16, 2007, in Los Angeles County, within the Central District of California, defendant HECTOR NAVARETTE knowingly possessed a firearm, namely, a loaded .38 caliber revolver handgun, serial number C126745, during and in relation to, and in furtherance of, a drug trafficking crime, namely, conspiracy to distribute cocaine base in the form of crack cocaine, a schedule II narcotic drug controlled substance, in violation of Title 21, United States Code, Sections 846 and 841(a)(1), and possession with the intent to distribute crack cocaine, in violation of Title 21, United States Code, Section 841(a)(1).

COUNT THIRTY-NINE

[18 U.S.C. § 924(c); 18 U.S.C. § 2(a)]

On or about November 26, 2007, in Los Angeles County, within the Central District of California, defendants FRANCISCO REAL, also known as ("aka") "Pancho," JOSE LEON, aka "NeNe," SERGIO MARTINEZ, aka "Bird," JORGE LARA, aka "Oso," and FELIPE TALAMANTE, aiding and abetting each other, knowingly used, carried, possessed, brandished, and discharged firearms, namely, a loaded M-11 9 mm assault rifle, serial number 890008760, and a loaded Ruger P85 9 mm handgun, a serial number 30123669, during and in relation to, and in furtherance of, a crime of violence, namely, the racketeering offense set forth in Count One of this Indictment (specifically, the robbery set forth in Racketeering Act 31), a violation of Title 18, United States Code, Section 1962(c), and the conspiracy set forth in Count Two of this Indictment, a violation of Title 18, United States Code, Section 1962(d).

COUNT FORTY

[18 U.S.C. § 924(c); 18 U.S.C. § 2(a)]

On or about February 21, 2008, in Los Angeles County, within the Central District of California, defendants FRANCISCO REAL, also known as ("aka") "Pancho," NOE SEGURA, aka "Muerto," ALEX VALENCIA, aka "Gunner," CHRISTIAN SERRANO, aka "Hefty," RAFAEL CARRILLO, aka "Stomper," and JOSE GOMEZ, aka "Rival," aiding and abetting each other, knowingly used, carried, possessed, brandished, and discharged firearms, namely, a Polytech AK-47 7.62 mm, serial number P47-05892, and a Grendel P-12 .380 caliber handgun, a serial number 6960, during and in relation to, and in furtherance of, a crime of violence, namely, the racketeering offense set forth in Count One of this Indictment (specifically, the conspiracy to commit murder of M.S. and the attempted murder of police officers set forth in Racketeering Acts 63 and 64), a violation of Title 18, United States Code, Section 1962(c), and the racketeering conspiracy set forth in Count Two of this Indictment, a violation of Title 18, United States Code, Section 1962(d).

COUNT FORTY-ONE

[18 U.S.C. § 924(c)]

On or about March 29, 2008, in Los Angeles County, within the Central District of California, defendants ANDREW GANDARA, also known as ("aka") "Lil Silent," and CARLOS CERVANTES, aka "Psycho," knowingly used, carried, possessed and brandished a firearm, namely, a loaded KSI 9 mm semi-automatic handgun, serial number 39000723, during and in relation to, and in furtherance of, a crime violence, namely, the racketeering offense set forth in Count One of this Indictment (specifically, the robbery set forth in Racketeering Act 83), a violation of Title 18, United States Code, Section 1962(c), and the conspiracy set forth in Count Two of this Indictment, a violation of Title 18, United States Code, Section 1962(d).

COUNT FORTY-TWO

[18 U.S.C. § 924(c)]

On or about May 22, 2008, in Los Angeles County, within the Central District of California, defendant JUAN LEMUS, also known as "Bola," knowingly possessed a firearm, namely, a .25 caliber ACP handgun, serial number DK30515, during and in relation to, and in furtherance of, a drug trafficking crime, namely, conspiracy to distribute cocaine base in the form of crack cocaine ("crack cocaine"), a schedule II narcotic drug controlled substance, in violation of Title 21, United States Code, Sections 846 and 841(a)(1), and possession with the intent to distribute crack cocaine, in violation of Title 21, United States Code, Section 841(a)(1), and a crime of violence, namely, the racketeering offense set forth in Count One of this Indictment, a violation of Title 18, United States Code, Section 1962(c), and the racketeering conspiracy set forth in Count Two of this Indictment, a violation of Title 18, United States Code, Section 1962(d).

COUNT FORTY-THREE

[21 U.S.C. § 843(b)]

On or about October 30, 2007, in Los Angeles County, within the Central District of California, defendant DAISY VALENCIA knowingly and intentionally used a communication facility, to wit, a telephone, in committing and causing and facilitating the commission of a felony drug offense, namely, the conspiracy to possess with intent to distribute and the distribution of more than 50 grams of cocaine base in the form of crack cocaine, a schedule II narcotic drug controlled substance, a violation of 21 U.S.C. § 846.

COUNT FORTY-FOUR

[21 U.S.C. § 843(b)]

On or about January 30, 2008, in Los Angeles County, within the Central District of California, defendant MAYRA ALEJANDRA FAJARDO knowingly and intentionally used a communication facility, to wit, a telephone, in committing and causing and facilitating the commission of a felony drug offense, namely, conspiracy to possess with intent to distribute and the distribution of more than 50 grams of cocaine base in the form of crack cocaine, a schedule II narcotic drug controlled substance, a violation of 21 U.S.C. § 846.

COUNT FORTY-FIVE

[21 U.S.C. § 843(b)]

On or about May 12, 2008, in Los Angeles County, within the Central District of California, defendant JOANNA FUERTE knowingly and intentionally used a communication facility, to wit, a telephone, in committing and causing and facilitating the commission of a felony drug offense, namely, conspiracy to possess with intent to distribute and the distribution of more than 50 grams of cocaine base in the form of crack cocaine, a schedule II narcotic drug controlled substance, a violation of 21 U.S.C. § 846.

COUNT FORTY-SIX

[18 U.S.C. § 1956(h)]

A. OBJECT OF THE CONSPIRACY

Beginning on a date unknown and continuing until on or about June 4, 2006, in Los Angeles County, within the Central District of California, and elsewhere, defendants FRANCISCO REAL, also known as ("aka") "Pancho" ("F. REAL"), MARIA LEON, aka "Chata" ("M. LEON"), NICOLAS REAL, aka "Nico," aka "Monkey" ("N. REAL"), JOSE LEON, aka "NeNe" ("J. LEON"), RAUL CARBAJAL, aka "Raton" ("CARBAJAL"), MAYRA ALEJANDRA FAJARDO ("FAJARDO"), DAISY VALENCIA ("D. VALENCIA"), JOANNA FUERTE ("FUERTE"), and others known and unknown to the Grand Jury, knowingly and intentionally conspired and agreed with each other to conduct financial transactions, knowing that the property involved in the financial transactions represented the proceeds of some form of unlawful activity, and which property was, in fact, the proceeds of specified unlawful activity, that is, conspiracy to distribute cocaine base in the form of crack cocaine ("crack cocaine"), cocaine, and methamphetamine, with the intent to promote the carrying on of said specified unlawful activity, and to conceal and disguise the nature, location, source, ownership, and control the proceeds of said specified unlawful activity, in violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i), 1956(a)(1)(B)(i).

B. MEANS BY WHICH THE OBJECTS OF THE CONSPIRACY WERE TO BE ACCOMPLISHED

The objects of the conspiracy were to be accomplished in substance as follows:

1. The Grand Jury re-alleges and incorporates by reference

paragraphs 1 through 14 of Count Two setting forth the means described in the conspiracy charged in Count Two of this Indictment.

2. The Grand Jury re-alleges and incorporates by reference paragraphs 1 through 10 of Count Thirteen setting forth the means described in the conspiracy charged in Count Ten of this Indictment.

3. Defendants F. REAL, M. LEON, and N. REAL would conspire and arrange with others to obtain crack cocaine and methamphetamine.

4. Defendants F. REAL, M. LEON, N. REAL, and J. LEON would sell and direct others to sell crack cocaine and methamphetamine and collect the proceeds from the illegal distribution of crack cocaine and methamphetamine.

5. Defendants F. REAL, M. LEON, D. VALENCIA, CARBAJAL, and others would maintain Bank of America bank accounts to maintain the proceeds from illegal methamphetamine and cocaine distribution.

6. Defendant F. REAL, M. LEON, N. REAL, and J. LEON would provide proceeds from the Bank of America accounts, as well as additional amounts of United States currency, to a co-conspirator.

7. Defendant FUERTE would record title in her name on vehicles in order to conceal defendant F. REAL's involvement in crack cocaine and methamphetamine trafficking.

8. Defendant CARBAJAL would purchase and take title in residential property in his name in order to conceal the involvement of defendants F. REAL, M. LEON, N. REAL, and J. LEON

in crack cocaine and methamphetamine trafficking.

C. OVERT ACTS

In furtherance of the conspiracy, and to accomplish the objects of the conspiracy, defendants F. REAL, M. LEON, N. REAL, J. LEON, CARBAJAL, FAJARDO, D. VALENCIA, FUERTE, and others known and unknown to the Grand Jury, committed various overt acts on or about the following dates, within the Central District of California and elsewhere, including but not limited to the following:

1-285. The Grand Jury re-alleges and incorporates by reference paragraphs 1 through 285 of Count Two setting forth the overt acts of the conspiracy charged in Count Two of this Indictment.

286. On April 3, 2006, defendant CARBAJAL completed a Uniform Residential Loan Application requesting funding to purchase a residence located on Falcon Trail, Victorville, California ("the Falcon Trail residence").

287. On April 5, 2006, defendant CARBAJAL submitted United States Postal Service money orders for $5,500 to First American Title Company as a down payment for the purchase of the Falcon Trail residence.

288. On April 10, 2006, defendant CARBAJAL purchased the Falcon Trail residence for defendants F. REAL, M. LEON, N. REAL, and J. LEON.

289. On June 2, 2006, defendants F. REAL, M. LEON, N. REAL, and J. LEON provided $3,120 to defendant D. VALENCIA to deposit into D. VALENCIA's Bank of America account so that D. VALENCIA could make a payment on the Falcon Trail residence.

290. On June 2, 2006, defendant D. VALENCIA deposited $3,120 into her Bank of America account.

291. On June 6 2006, defendant D. VALENCIA provided Bank of America checks in the amounts of $2,243.92 and $874.82 to New Century Mortgage Corporation as payment on the Falcon Trail residence.

292. On July 11, 2006, defendants F. REAL, M. LEON, N. REAL, and J. LEON provided $3,120 to defendant D. VALENCIA for payment on the Falcon Trail residence.

293. On July 11, 2006, defendant D. VALENCIA deposited $3,120 into her Bank of America account.

294. On July 18, 2006, defendant D. VALENCIA authorized electronic mortgage payments of $2,243.92 and $874.82 from her Bank of America account to New Century Mortgage Corporation for payment on the Falcon Trail residence.

295. On August 9, 2006, defendants F. REAL, M. LEON, N. REAL, and J. LEON provided $3,120 to defendant D. VALENCIA for payment on the Falcon Trail residence.

296. On August 9, 2006, defendant D. VALENCIA deposited $3,120 into her Bank of America account.

297. On August 11, 2006, defendant D. VALENCIA authorized electronic mortgage payments of $2,243.92 and $874.82 from her Bank of America account to New Century Mortgage Corporation for payment on the Falcon Trail residence.

298. On September 7, 2006, defendants F. REAL, M. LEON, N. REAL, and J. LEON provided $3,180 to defendant D. VALENCIA for payment on the Falcon Trail residence.

299. On September 7, 2006, defendant D. VALENCIA deposited

$3,180 into her Bank of America account.

300. On September 15, 2006, defendant D. VALENCIA authorized electronic mortgage payments of $2,258.92 and $874.82 from her Bank of America account to New Century Mortgage Corporation for payment on the Falcon Trail residence.

301. On October 3, 2006, defendants F. REAL, M. LEON, N. REAL, and J. LEON provided $3,300 to defendant D. VALENCIA for payment on the Falcon Trail residence.

302. On October 3, 2006, defendant D. VALENCIA deposited $3,300 into her Bank of America account.

303. On October 5, 2006, defendant D. VALENCIA authorized electronic mortgage payments of $2,243.92 and $889.82 from her Bank of America account to New Century Mortgage Corporation for payment on the Falcon Trail residence.

304. On November 2, 2006, defendants F. REAL, M. LEON, N. REAL, and J. LEON provided $3,135 to defendant D. VALENCIA for payment on the Falcon Trail residence.

305. On November 2, 2006, defendant D. VALENCIA deposited $3,135 into her Bank of America account.

306. On November 6, 2006, defendant D. VALENCIA authorized electronic mortgage payments of $2,258.92 and $874.82 from her Bank of America account to New Century Mortgage Corporation and HSBC Bank for payment on the Falcon Trail residence.

307. On December 11, 2006, defendants F. REAL, M. LEON, N. REAL, and J. LEON provided $1,865 to defendant D. VALENCIA for payment on the Falcon Trail residence.

308. On December 11, 2006, defendant D. VALENCIA deposited $1,865 into her Bank of America account.

309. On December 12, 2006, defendants F. REAL, M. LEON, N. REAL, and J. LEON provided $2,640 to defendant D. VALENCIA for payment on the Falcon Trail residence.

310. On December 12, 2006, defendant D. VALENCIA deposited $2,640 into her Bank of America account.

311. On December 14, 2006, defendant D. VALENCIA provided a Bank of America check in the amount of $2,243.92 to New Century Mortgage Corporation for payment on the Falcon Trail residence.

312. On December 15, 2006, defendant D. VALENCIA provided a Bank of America check in the amount of $874.82 to HSBC Bank for payment on the Falcon Trail residence.

313. On January 10, 2007, defendants F. REAL, M. LEON, N. REAL, and J. LEON provided $3,200 to defendant D. VALENCIA for payment on the Falcon Trail residence.

314. On January 10, 2007, defendant D. VALENCIA deposited $3,200 into her Bank of America account.

315. On January 11, 2007, defendant D. VALENCIA provided a Bank of America check in the amount of $2,243.92 to New Century Mortgage Corporation for payment on the Falcon Trail residence.

316. On January 18, 2007, defendant D. VALENCIA provided a Bank of America check in the amount of $874.82 to HSBC Bank for payment on the Falcon Trail residence.

317. On February 12, 2007, defendants F. REAL, M. LEON, N. REAL, and J. LEON provided $3,380 to defendant D. VALENCIA for payment on the Falcon Trail residence.

318. On February 12, 2007, defendant D. VALENCIA deposited $3,380 into her Bank of America account.

319. On February 14, 2007, defendant D. VALENCIA provided a

Bank of America check in the amount of $915.56 to HSBC Bank for payment on the Falcon Trail residence.

320. On February 15, 2006, defendant D. VALENCIA provided a Bank of America check in the amount of $2,243.92 to New Century Mortgage Corporation for payment on the Falcon Trail residence.

321. On March 12, 2007, defendant D. VALENCIA provided a Bank of America check in the amount of $2,243.92 to New Century Mortgage Corporation for payment on the Falcon Trail residence.

322. On March 13, 2007, defendants F. REAL, M. LEON, N. REAL, and J. LEON provided $1,850 to defendant D. VALENCIA for payment on the Falcon Trail residence.

323. On March 13, 2007, defendant D. VALENCIA deposited $1,850 into her Bank of America account.

324. On March 14, 2007, defendants F. REAL, M. LEON, N. REAL, and J. LEON provided $1,600 to defendant D. VALENCIA for payment on the Falcon Trail residence.

325. On March 14, 2007, defendant D. VALENCIA deposited $1,600 into her Bank of America account.

326. On October 7, 2007, defendant FUERTE recorded title in her name on a 1999 Jeep Grand Cherokee for defendant F. REAL.

327. On November 30, 2007, defendants F. REAL, M. LEON, N. REAL, and J. LEON provided $4,700 to defendant D. VALENCIA for payment on the Falcon Trail residence.

328. On November 30, 2007, defendant D. VALENCIA deposited $4,700 into her Bank of America account.

329. On December 4, 2007, defendant D. VALENCIA provided a Bank of America check in the amount of $2,243.92 to New Century Mortgage Corporation for payment on the Falcon Trail residence.

330. On December 4, 2007, by telephone using coded language, defendant F. REAL told defendant N. REAL that F. REAL did not want to sell the Falcon Trail residence, but that he needed defendant CARBAJAL to transfer the title to him, and defendant N. REAL stated that CARBAJAL was not the actual owner of the Falcon Trail residence.

331. On December 5, 2007, defendant D. VALENCIA provided a Bank of America check in the amount of $874.82 to HSBC Bank for payment on the Falcon Trail residence.

COUNTS FORTY-SEVEN THROUGH EIGHTY-SEVEN

[18 U.S.C. §§ 1956(a)(1)(B)(i), 2(a)]

On or about the following dates, in Los Angeles County, within the Central District of California, defendants FRANCISCO REAL, also known as ("aka") "Pancho" (F. REAL), MARIA LEON, aka "Chata" ("M. LEON"), NICOLAS REAL, aka "Nico," aka "Monkey" ("N. REAL"), JOSE LEON, aka "NeNe" ("J. LEON"), RAUL CARBAJAL, aka "Raton" ("CARBAJAL"), MAYRA ALEJANDRA FAJARDO ("FAJARDO"), and DAISY VALENCIA ("D. VALENCIA"), knowingly and willfully conducted and aided, abetted, counseled, commanded, induced, and procured the following financial transactions affecting interstate and foreign commerce, knowing that the property involved in each of the financial transactions represented the proceeds of some form of unlawful activity, and which property was, in fact, the proceeds of specified unlawful activity, that is, conspiracy to distribute methamphetamine and cocaine, knowing that each of the transactions was designed in whole or in part to conceal and disguise the nature, location, source, ownership, and control of the proceeds of specified unlawful activity:

COUNT	DATE	TRANSACTION
FORTY-SEVEN	3/09/06	Money Order 09134790884 Payment in the amount of $1,000 to First American Title Company
FORTY-EIGHT	3/09/06	Money Order 09134790895 Payment in the amount of $1,000 to First American Title Company
FORTY-NINE	4/05/06	Money Order 09415073790 Payment in the amount of $1,000 to First American Title Company
FIFTY	4/05/06	Money Order 09415073766 Payment in the amount of $1,000 to First American Title Company

FIFTY-ONE	4/05/06	Money Order 09415073777 Payment in the amount of $1,000 to First American Title Company
FIFTY-TWO	4/05/06	Money Order 09415073788 Payment in the amount of $1,000 to First American Title Company
FIFTY-THREE	4/05/06	Money Order 09415073755 Payment in the amount of $1,000 to First American Title Company
FIFTY-FOUR	4/05/06	Money Order 009415073801 Payment in the amount of $500 to First American Title Company
FIFTY-FIVE	6/02/06	Deposit of $3,120 in Bank of America account number xxxxxx8242
FIFTY-SIX	6/06/06	Payment by personal check of $2,243.92 to New Century Mortgage Corporation from Bank of America account number xxxxxx8242
FIFTY-SEVEN	6/06/06	Payment by personal check of $874.82 to New Century Mortgage Corporation from Bank of America account number xxxxxx8242
FIFTY-EIGHT	7/11/06	Deposit of $3,120 in Bank of America account number xxxxxx8242
FIFTY-NINE	7/18/06	Payment by personal check of $2,243.92 to New Century Mortgage Corporation from Bank of America account number xxxxxx8242
SIXTY	7/18/06	Payment by personal check of $874.82 to New Century Mortgage from Bank of America account number xxxxxx8242
SIXTY-ONE	8/09/06	Deposit of $3,120 in Bank of America account number xxxxxx8242
SIXTY-TWO	8/11/06	Transfer of $2,243.92 from Bank of America account number xxxxxx8242 to New Century Mortgage Corporation
SIXTY-THREE	8/11/06	Transfer of $874.82 from Bank of America account number xxxxxx8242 to New Century Mortgage Corporation
SIXTY-FOUR	9/07/06	Deposit of $3,180 in Bank of America account number xxxxxx8242

SIXTY-FIVE	9/15/06	Transfer of $2,258.92 from Bank of America account number xxxxxx8242 to New Century Mortgage Corporation
SIXTY-SIX	9/15/06	Transfer of $874.82 from Bank of America account number xxxxxx8242 to New Century Mortgage Corporation
SIXTY-SEVEN	10/03/05	Deposit of $3,300 in Bank of America account number xxxxxx8242
SIXTY-EIGHT	10/05/06	Transfer of $2,243.92 from Bank of America account number xxxxxx8242 to New Century Mortgage Corporation
SIXTY-NINE	10/05/06	Transfer of $889.82 from Bank of America account number xxxxxx8242 to New Century Mortgage Corporation
SEVENTY	11/02/06	Deposit of $3,135 in Bank of America account number xxxxxx8242
SEVENTY-ONE	11/06/06	Transfer of $2,258.92 from Bank of America account number xxxxxx8242 to New Century Mortgage Corporation
SEVENTY-TWO	11/15/06	Payment of $874.82 by personal check to HSBC Bank
SEVENTY-THREE	12/11/06	Deposit of $1,865 in Bank of America account number xxxxxx8242
SEVENTY-FOUR	12/12/06	Deposit of $2,640 in Bank of America account number xxxxxx8242
SEVENTY-FIVE	12/15/06	Payment of $874.82 by personal check to HSBC Bank from Bank of America account number xxxxxx8242
SEVENTY-SIX	1/10/07	Deposit of $3,200 in Bank of America account number xxxxxx8242
SEVENTY-SEVEN	1/11/07	Payment of $2,243.92 by personal check to New Century Mortgage from Bank of America account number xxxxxx8242
SEVENTY-EIGHT	1/18/07	Payment of $874.82 by personal check to HSBC Bank from Bank of America account number xxxxxx8242
SEVENTY-NINE	2/12/07	Deposit of $3,380 in Bank of America account number xxxxxx8242

EIGHTY	2/14/07	Payment of $915.56 by personal check to HSBC Bank from Bank of America account number xxxxxx8242
EIGHTY-ONE	2/15/07	Payment of $2,243.92 by personal check to New Century Mortgage from Bank of America account number xxxxxx8242
EIGHTY-TWO	3/12/07	Payment of $2,243.92 by personal check to New Century Mortgage from Bank of America account number xxxxxx8242
EIGHTY-THREE	3/13/07	Deposit of $1,850 in Bank of America account number xxxxxx8242
EIGHTY-FOUR	3/14/07	Deposit of $1,600 in Bank of America account number xxxxxx8242
EIGHTY-FIVE	11/30/07	Deposit of $4,700 in Bank of America account number xxxxxx8242
EIGHTY-SIX	12/04/07	Payment of $2,243.92 by personal check to New Century Mortgage from Bank of America account number xxxxxx8242
EIGHTY-SEVEN	12/05/07	Payment of $874.82 by personal check to HSBC from Bank of America account number xxxxxx8242

COUNT EIGHTY-EIGHT

[18 U.S.C. § 982(a)(1); 21 U.S.C. § 853(a)]

1. Pursuant to Title 21, United States Code, Section 853(a), and Title 18, United States Code, Section 982(a)(1), defendants FRANCISCO REAL, also known as ("aka") "Pancho," MARIA LEON, aka "Chata," NICHOLAS REAL, aka "Monkey," JOSE LEON, aka "NeNe," JESUS MARTINEZ, JR., aka "JJ," aka "Lil Clever," LUIS LEON, aka "Sicko," NOE SEGURA, aka "Muerto," ALEX VALENCIA, aka "Gunner," CHRISTIAN SERRANO, aka "Hefty," ERIC ALVARADO, aka "Chito," MISAEL CARRILLO, aka "Lil Toker," RAUL BORJA, aka "Spanky," CARLOS RENTERIA, aka "Rider," SERGIO MARTINEZ, aka "Bird," NEO PEREZ, aka "Nito," RAFAEL CARRILLO, aka "Stomper," JOSE GOMEZ, aka "Rival," NESTOR REAL, aka "Sparky," DAVID TRETO, aka "Flaps," JORGE LARA, aka "Oso," JESUS ISRAEL MARTINEZ, WILLIAM REAL, JURY DANIEL VARGAS, aka "Danny Boy," LENNIN CATALAN, IMELDA CATALAN, FRANCISCO CAMPOS, aka "Kiko," JUAN HERNANDEZ, aka "Gordy," ANDREW GANDARA, aka "Lil Silent," RIGOBERTO PEREZ, aka "Toker," JOSE ALVARADO, aka "Minor," RIGOBERTO JIMENEZ, aka "Bully," JAMES CAMPBELL, aka "Drifter," OMAR MARTINEZ, JUAN LEMUS, aka "Bola," RAUL CARBAJAL, aka "Raton," LUIS VARGAS, aka "Smalls," CESAR LAGUNAS, aka "Hans," JUAN HUGARTE, aka "Kano," MIGUEL SILLAS, aka "Jokey," JOSEPH ESCANDON, aka "Lokito," JOSE MARTINEZ-MADRIGAL, aka "Pepito," FELIPE TALAMANTE, SERGIO DIAZ, MIGUEL LOPEZ, aka "Shooter," MIGUEL HERNANDEZ, aka "Pelicano," MICHAEL VALCARCE, aka "Cuba," NAZARIO FLOREZ, JUANA ORROSTIETA, MIGUEL VENANCIO, GUILLERMO OCAMPO, aka "Slim," GERMAN REAL-AMPUDE, aka "Chispas," VALENTIN VENCES, RAFAEL AVILES, aka "Rafa," JOSE AVILES, aka "Papucho,"

(iii). If more than one defendant is convicted of an offense, the defendants so convicted are jointly and severally liable for the amount involved in such offense.

2. Pursuant to Title 21, United States Code, Section 853(p), each defendant shall forfeit substitute property, up to the value of the total amount described in paragraph 1(a), if, as the result of any act or omission of said defendant, said property, or any portion thereof, cannot be located upon the exercise of due diligence; has been transferred, sold to or deposited with a third party; has been placed beyond the jurisdiction of the court; has been substantially diminished in value; or has been commingled with other property that cannot be divided without difficulty.

A TRUE BILL

____
Foreperson

THOMAS P. O' BRIEN
United States Attorney

[signature]

CHRISTINE C. EWELL
Assistant United States Attorney
Chief, Criminal Division

ROBERT E. DUGDALE
Assistant United States Attorney
Chief, Violent and Organized Crime Section

CHRISTOPHER BRUNWIN
Assistant United States Attorney
Acting Deputy Chief, Violent and Organized Crime Section

ANTHONY NIETO, aka "Grizzly," ORBELIN HERNANDEZ, aka "Obee," RAFAEL GARCIA, CHRISTINA CRUZ, aka "Negra," DANIEL GUILLEN, LEONORA SOLARZANO, JACKIE DE LA CRUZ, JONATHAN MENDOZA, aka "Johnny," HECTOR NAVARETTE, CARLOS ANTHONY CERVANTES, aka "Psycho," CARLOS DEJESUS-CERVANTES, MAYRA ALEJANDRA FAJARDO, CLARA CAMPOS, ARELY ALBARRAN-SILVA, DAISY VALENCIA, and JOANNA FUERTE shall forfeit to the United States the following property:

a. All right, title, and interest in -

(i) any and all property constituting, or derived from, any proceeds obtained, directly or indirectly, as a result of any of the offenses described in Counts One through Twenty-Six;

(ii) any property, real or personal, used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of, any of the offenses described in Counts One through Twenty-Six; and

(iii) any property, real or personal, which was involved in any of the offenses described in Counts Thirty-Six through Sixty-Four, or traceable to such property.

The property described in paragraph 1(a)(i), (ii), and (iii) includes, without limitation the residence located at 13241 Falcon Trail, in Victorville, California.

b. A sum of money equal to the total value of the property described in paragraph 1(a)(i), (ii) and (iii). If more than one defendant is convicted of an offense, the defendants so convicted are jointly and severally liable for the amount involved in such offense.

2. Pursuant to Title 21, United States Code, Section 853(p), each defendant shall forfeit substitute property, up to the value of the total amount described in paragraph 1(a), if, as the result of any act or omission of said defendant, said property, or any portion thereof, cannot be located upon the exercise of due diligence; has been transferred, sold to or deposited with a third party; has been placed beyond the jurisdiction of the court; has been substantially diminished in value; or has been commingled with other property that cannot be divided without difficulty.

A TRUE BILL

/S/

Foreperson

THOMAS P. O' BRIEN
United States Attorney

CHRISTINE C. EWELL
Assistant United States Attorney
Chief, Criminal Division

ROBERT E. DUGDALE
Assistant United States Attorney
Chief, Violent and Organized Crime Section

CHRISTOPHER BRUNWIN
Assistant United States Attorney
Acting Deputy Chief, Violent and Organized Crime Section